



~ Agenda ~

Regular Town Board Meeting of January 13, 2015 Southampton, New York

I. Call to Order

1:00 PM Meeting called to order on January 13, 2015 at Town Hall - Town Board Room, 116 Hampton Road, Southampton, NY.

Attendee Name	Present	Absent	Late	Arrived
Supervisor Anna Throne-Holst	
Councilman Bradley Bender	
Councilwoman Christine Preston Scalera	
Councilwoman Bridget Fleming	
Councilman Stan Glinka	

II. Minutes Approval

1. Regular Town Board Meeting December 18, 2014 11:00 AM
2. Organizational Meeting January 6, 2015 1:00 PM

III. Communications

A. Public Notices

1. U.S. Army Corps of Engineers

Permit Application of Shibolet LLP, 771 Montauk Highway, Quogue for replacement of existing dock, fixed pier catwalk, ramp and jet ski floats

2. Governor's Office of Storm Recovery

Notice of Intent to Request Release of Funds and Request for Release of Funds (Superstorm Sandy):

1. 32 Lighthouse Road, Hampton Bays

Early Notice and Public Review of Proposed Activity in 100-Year Floodplain (Superstorm Sandy):

1. Oakland's Marina, 372 Dune Road, Hampton Bays

Final Notice & Public Review of Proposed Activity in 100-Year Floodplain (Superstorm Sandy):

1. East End Jet Ski, 91 Foster Avenue, Hampton Bays
2. Mariner's Cove Marina, 9 Canoe Place Road, Hampton Bays

3. New York State Department of Environmental Conservation

Notice of Public Hearing on 1/27/15 at 12:00 p.m. in New York City re: the Proposed Rulemaking to Amend Water Quality Standards Regulations

4. New York State Office of General Services

Communication e-mail re: No Objection to the Tiana Beach Emergency Levee Construction Project SEQRA Negative Declaration

5. New York State Department of Transportation

Notice of Public Hearing on 1/28/15 at 9:00 a.m. in Hauppauge, New York re: Usage of a Private at-grade Railroad Crossing

6. Suffolk County Planning Commission

Letter of Local Determination re: Chap 330-162.18 "Accessory Vending Vehicles to a Restaurant"

7. Town of Riverhead

Notice of Adoption, Chap 106-8 "Waterways-Anchoring & Abandoned Vessels"

8. Town Fire Districts

Flanders Fire District:

Notice of Monthly Meeting Date & Time Change to the 2nd Wednesday of the Month at 7:00 p.m.

North Sea Fire District:

Notice of Re-Organization Meeting/Monthly Meeting on 1/8/15 at 7:00 p.m.

9. Liquor License Renewals and Applications

Shinnecock Hills Golf Club

10. Letters / Petitions / Land Use Applications

Letters / e-mails re: the following:

1. Canoe Place Inn MPDD
2. The Hills at Southampton MUPDD, East Quogue
3. Requesting Appointment to the Landmarks & Historic Districts Board
4. Town Towing Rates

Zoning Board of Appeals Applications:

1. Cona, 54 Bay View Drive East, Noyac
2. Manzi Homes East LLC, 94 Bay View Drive, Noyac

B. Bid Openings

1. Bid Openings - December / January

Bituminous Concrete and Materials (Opened 12/30/14):

1. East End Asphalt - Item 1W: \$70.00/Item 1E: \$70.00;
Item 2W: \$74.00/Item 2E: \$74.00; Item 3W: \$75.00/Item 3E: \$75.00;
Item 4W: \$8.00/Item 4E: \$8.00

Self-Contained Ejector Trailer (Opened 12/30/14):

1. Suffolk County Brake: \$97,850
2. Vasso Systems - No Bid Received

3. Spec Tec./Spector Manufacturing, Inc. - \$80,991
- On-Site Food Concession - Ponquogue Beach, Hampton Bays (Opened 1/7/15):
1. East End Foods & Concessions - \$58,500
 2. Eat at Slo's - \$12,412

C. Reports

1. Various Reports

Town Comptroller:

November 2014 Monthly Financial Reports

IV. Public Hearings

1. Public Hearing to Consider Donation of Lands of Gazza, Quiogue, and Amend the CPF Management and Stewardship Plan to Include Said Property

Ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

2. Public Hearing to Consider the Acquisition of Developments Rights of Lands of Comfort Family LP, and Amend the CPF Management and Stewardship Plan to Include Said Property

Ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

3. Public Hearing to Consider the Grant of a Conservation Easement in Connection with the Subdivision Map of Golyski, Hampton Bays

Ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

4. Public Hearing to consider Accepting a Grant of Open Space in Connection with the Subdivision Map of Chris Nichols, Speonk/Remsenburg

ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

5. Public Hearing to Accept a Dedication of Three Properties located in Hampton Bays for Open Space in Exchange for a Development Right Certificate Pursuant to Section 244-4A of the Southampton Town Code

ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

6. Public Hearing to Amend Chapter 330 (ZONING), ARTICLE XVII (Special Exception Uses) to Add Specific Special Exception Standards Applicable to Uses in Excess of 5,000 Sq. Ft. and Less than 15,000 Sq. Ft.

Adjourned 9/23/2014 6:00 PM, 10/14/2014 1:00 PM, 10/28/2014 6:00 PM, 11/12/2014 1:00 PM, 12/18/2014 11:00 AM

ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

7. Public Hearing to Amend Chapter 330, Article XVII (Special Exception Uses) Adding a New Section 330-162.18 (Accessory Vending Vehicles to a Restaurant)

ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

8. Public Hearing to Consider Amending Chapter 298 (Taxation) by Adding a New Article XVII (Hospitality Business Investment Tax Exemption) Providing an

Exemption for Construction or Improvements to Real Property Engaged In Hospitality Business Activity

Ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

9. Public Hearing to Amend Chapter 85 (Alarm Billing) Section 85-4 (False alarm; charges) in Order to Increase the Efficiency of the Appeal Process

Ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

10. Public Hearing Amend CPF Section 140-4 To Add An Additional Ex-Officio Member to the Community Preservation Fund Advisory Committee

Ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

V. Public Portion

VI. Town Board Resolutions

Town Board Resolution 2015-59

Category: SEQRA
Sponsors: Supervisor Anna Throne-Holst
Department: Long Range Planning

Acceptance of Findings Statement In Connection with the "CPI, Canal, Eastern Maritime Planned Development District (CPI CEMPDD)" Zone Change Petition of R Squared Development LLC, Hampton Bays

WHEREAS, on February 23, 2012, the Town Board of the Town of Southampton received a formal application for a Change of Zone to allow a Maritime Planned Development District (MPDD) on several properties in Hampton Bays; and

WHEREAS, the application requests the re-zoning to facilitate the redevelopment of the Canoe Place Inn (CPI) site (SCTM No's: 900-207-5-3 & 4), as well as the neighboring Canal Property, which consists of four parcels located directly east of the Shinnecock Canal and north of Montauk Highway (SCTM No's: 900-207-4-22.1, 23, 24 & 25), and an Eastern Parcel, which consists of a single parcel located east of North Shore Road (CR 39), and north of Montauk Highway (SCTM No. 900-208-2-18.1); and

WHEREAS, specifically, the proposal seeks to rezone (i) the CPI and Canal properties from their Resort Waterfront Business (RWB) designations to MPDD, and (ii) the Eastern Parcel from Motel Business (MTL) to MPDD; and

WHEREAS, the proposed redevelopment of the CPI site includes renovating the historic CPI building for use as an inn with 20 units, a catering facility with a 350-person maximum room occupancy, a 70-seat restaurant with a 20-seat bar area and 120-seat outdoor seating, and the renovation of the five existing cottages on the property for extended stay non-residential guest units; the Canal Property is proposed to be redeveloped with a reduced yield of 37 townhouses with a 1,900 sq. ft. Clubhouse/amenity building, pool and private marina; the Eastern Parcel will contain a community sewage treatment system to handle the proposed townhouse development; and

WHEREAS, the proposed Change of Zone is a Type I Action pursuant to the State Environmental Quality Review, and the regulating provisions of 6 NYCRR Part 617; and

WHEREAS, on March 27, 2012, by Resolution No. 433, the Town Board commenced the SEQRA process to coordinate lead agency; and

WHEREAS, on May 8, 2012, by Resolution No. 570 of 2012, the Town Board adopted a Positive Declaration pursuant to the State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code for this change of zone application; and

WHEREAS, on July 10, 2012 by Resolution No. 760, the Town Board issued a final written scope for the purposes of preparing a DEIS; and

WHEREAS, the applicant submitted a revised DEIS on May 2, 2013 with additional information given on May 9, 2013; and

WHEREAS, on June 25, 2013 by Resolution No. 2013-672, the Town Board deemed the resubmitted Draft Environmental Impact Statement complete; and

WHEREAS, public hearings were held on the DEIS on August 13, 2013, September 10, 2013, October 22, 2013 and December 10, 2013; and

WHEREAS, on October 16, 2014 by Resolution No. 2014-1067 the Town Board accepted the Final Environmental Impact Statement (FEIS) and directed a Notice of Completion to be filed in the Environmental Notice Bulletin; and

WHEREAS, based on the content and testimony at the DEIS hearings cited above as well as information in the Final Environmental Impact Statement, the Town Board afforded the public the opportunity to review and comment on the revised plans contained in the FEIS and the corresponding local law by holding public hearings on November 12, 2014, November 25, 2014 and December 9, 2014 where the public consideration period was closed with a 10-day written comment period; and

WHEREAS, after the requisite public consideration period, the Town Board has requested

that a Findings Statement be prepared which summarizes the facts and conclusions of the Draft and Final EIS's and weighs and balances the relevant environmental impacts with social, economic and other considerations to provide a rationale for the Town Board's decision; now therefore,

BE IT RESOLVED, that after review and consideration, the Town Board of the Town of Southampton hereby Accepts and Adopts the Findings Statement prepared on its behalf by the Town of Southampton Department of Land Management dated December 31, 2014, pursuant to the State Environmental Quality Review Act and Chapter 157 of the Town Code; and

BE IT FURTHER RESOLVED, as required by SEORA and its implementing regulations, the Town Clerk is hereby directed to distribute and file copies of the Findings statement to the following involved agencies:

1. Town of Southampton Planning Board, Dennis Finnerty, Chairman
2. Southampton Town Building Division, Michael Benincasa, Chief Building Official
3. New York State Department of Environmental Conservation
Region I- Peter Scully, Regional Director
SUNY Building 40 Stony Brook, NY 11790
4. Southampton Town Engineer
5. Suffolk County Department of Health Services
Office of Wastewater Management
c/o Walter Hilbert, PE Principal Public Health Engineer
360 Yaphank Avenue Suite 2C
Yaphank NY 11980
6. Hampton Bays Water District
Robert King, Superintendent
P.O. Box 1013, Hampton Bays, NY 11946
7. Hampton Bays Fire District
PO Drawer 800, Hampton Bays, NY 11946

and the following interested agencies/parties:

8. Suffolk County Planning Commission
c/o Sarah Lansdale, Director
P.O. Box 6100, Hauppauge, NY 11788-0099
9. Hampton Bays Unified School District
Lars Clemensen, Superintendent
86 East Argonne Road
Hampton Bays, NY 11946
10. New York State Office of Parks, Recreation & Historic Preservation
Peebles Island State Park
P.O. Box 189
Waterford, NY 12188-0189

11. Southampton Town Landmarks and Historic Districts Board
12. Hampton Bays Historical & Preservation Society
P.O. Box 588, Hampton Bays, NY 11946
13. Southampton Town Fire Marshal
14. Southampton Town Highway Department
15. Southampton Town Architectural Review Board
16. Southampton Town Director of Transportation and Traffic Safety
17. Hampton Bays Citizen Advisory Committee
Michael Dunn (Co-Chair), 10 Emerson Ct. Hampton Bays, NY 11946
Simone Scotto (Co-Chair), 10 Gravel Hill Rd. Hampton Bays, NY 11946
18. Hampton Bays Civic Association c/o Bruce King, President
92 Ponquogue Avenue, Hampton Bays, NY 11946
19. Hampton Bays Beautification Association c/o Susan Von Freddi, President
P.O. Box 682, Hampton Bays, NY 11946
20. Hampton Bays Volunteer Ambulance
PO Drawer 997, Hampton Bays, NY 11946
21. Hampton Bays Chamber of Commerce

Financial Impact:

None

ü Vote Record - Town Board Resolution RES-2015-59						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-60

Category: Local Laws
Sponsors: Supervisor Anna Throne-Holst
Department: Long Range Planning

**Notice of Adoption In Connection with a Local Law to Change the Zoning District of
 Parcels Identified by SCTM Numbers: 900-207-5-3 & 4; 900-207-4-22.1, 23, 24 &
 25; and 900-208-2-18.1 from Resort Waterfront Business (RWB) and Motel
 Business (MTL) to 'Canoe Place Inn (CPI), Canal & Eastern properties Maritime
 Planned Development District (CPICEMPDD)', Hampton Bays**

WHEREAS, on February 23, 2012, the Town Board of the Town of Southampton received a

formal application for a Change of Zone to allow a Maritime Planned Development District (MPDD) on several properties in Hampton Bays; and

WHEREAS, the application requests the re-zoning to facilitate the redevelopment of the Canoe Place Inn (CPI) site (SCTM No's: 900-207-5-3 & 4), as well as the neighboring Canal Property, which consists of four parcels located directly east of the Shinnecock Canal and north of Montauk Highway (SCTM No's: 900-207-4-22.1, 23, 24 & 25), and an Eastern Parcel, which consists of a single parcel located east of North Shore Road (CR 39), and north of Montauk Highway (SCTM No. 900-208-2-18.1); and

WHEREAS, specifically, the proposal seeks to rezone (i) the CPI and Canal properties from their Resort Waterfront Business (RWB) designations to MPDD, and (ii) the Eastern Parcel from Motel Business (MTL) to MPDD; and

WHEREAS, the proposed redevelopment of the CPI site includes renovating the historic CPI building for use as an inn with 20 units, a catering facility with a 350-person maximum room occupancy, a 70-seat restaurant with a 20-seat bar area and 120-seat outdoor seating, and the renovation of the five existing cottages on the property for extended stay non-residential guest units; the Canal Property is proposed to be redeveloped with a reduced yield of 37 townhouses with a 1,900 sq. ft. Clubhouse/amenity building, pool and private marina; the Eastern Parcel will contain a community sewage treatment system to handle the proposed townhouse development; and

WHEREAS, the proposed Change of Zone is a Type I Action pursuant to the State Environmental Quality Review, and the regulating provisions of 6 NYCRR Part 617; and

WHEREAS, on March 27, 2012, by Resolution No. 433, the Town Board commenced the SEQRA process to coordinate lead agency; and

WHEREAS, on May 8, 2012, by Resolution No. 570 of 2012, the Town Board adopted a Positive Declaration pursuant to the State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code for this change of zone application; and

WHEREAS, on July 10, 2012 by Resolution No. 760, the Town Board issued a final written scope for the purposes of preparing a DEIS; and

WHEREAS, the applicant submitted a revised DEIS on May 2, 2013 with additional information given on May 9, 2013; and

WHEREAS, on June 25, 2013 by Resolution No. 2013-672, the Town Board deemed the resubmitted Draft Environmental Impact Statement complete; and

WHEREAS, public hearings were held on the DEIS on August 13, 2013, September 10, 2013, October 22, 2013 and December 10, 2013; and

WHEREAS, on October 16, 2014 by Resolution No. 2014-1067 the Town Board accepted the Final Environmental Impact Statement (FEIS) and directed a Notice of Completion to be filed in the Environmental Notice Bulletin; and

WHEREAS, based on the content and testimony at the DEIS hearings cited above as well as information in the Final Environmental Impact Statement, the Town Board has afforded the public the opportunity to review and comment on the revised plans contained in the FEIS and the corresponding local law by holding public hearings on November 12, 2014, November 25, 2014 and December 9, 2014 where the hearing process was closed with a

10-day written comment period; and

WHEREAS, all SEQRA findings shall be considered with a formal acceptance to be made by separate resolution prior to the adoption of the Local Law; now therefore,

BE IT HEREBY RESOLVED, A local law amending Chapter 330 (Zoning) of the Town Code of the Town of Southampton by adding a new Section, §330-248V is hereby enacted as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Article XXVI- Planned Development District of Chapter 330 of the Town Code of the Town of Southampton to enact a new § 330-248 V. that rezones seven parcels of land on both the east and west sides of the Shinnecock Canal from Resort Waterfront Business (RWB) and Motel Business (MTL) to Maritime Planned Development District to facilitate the redevelopment of the Canoe Place Inn (CPI) site (SCTM No's: 900-207-5-3 & 4) to an inn/catering and restaurant use, as well as the neighboring Canal Property, which consists of four parcels located directly east of the Shinnecock Canal and north of Montauk Highway (SCTM No's: 900-207-4-22.1, 23, 24 & 25) to a 37 unit townhouse development, and an Eastern Parcel, which consists of a single parcel located east of North Shore Road (CR 39), and north of Montauk Highway (SCTM No. 900-208-2-18.1) to provide an off-site wastewater treatment plant (Nitrex™ system), in the Hamlet of Hampton Bays.

SECTION 1. Legislative Intent.

The "Canoe Place Inn, Canal and Eastern Property Maritime Planned Development District" (CPICEMPDD) has been structured to accomplish the findings, purpose and long term goals established by the Town Board as part of Article XXVI ("Planned Development District"), of the Code of the Town of Southampton, and specifically those established under Section 330-246(E), Maritime Planned Development District (MPDD). Said districts are intended to provide flexible residential and/or commercial development with predominantly water-dependent or water-enhanced uses, while maximizing the preservation of natural vegetation and resources. Clustering, open-space preservation, water access and the most efficient utilization of the waterfront, transportation systems, utilities and public services are to be achieved through a MPDD designation.

In March 1999, the Town adopted the Southampton Tomorrow Comprehensive Plan Update Implementation Strategies ("The 1999 Update"). Today, the Town of Southampton's Comprehensive Plan ("The Plan") is comprised of the 1999 Update along with all subsequent adopted studies and zoning amendments that carry out the implementation strategies to achieve the Town's long-term goals, including the most recent Hampton Bays Corridor Strategic Plan and Cumulative Impact of Build-Out Study/GEIS and the Town of Southampton 400+ Sustainability Plan.

The Hampton Bays Corridor Strategic Plan provides zoning, planning, and capital improvements recommendations to guide development along a portion of the Montauk Highway/East/West Main Street corridor from Jones Road in West Tiana to Peconic Road in Shinnecock Hills and includes several environmental protection, parks and open space recommendations. As outlined in the Hampton Bays Strategic Plan, relevant community goals and objectives for the Canoe Place Inn include:

- Respecting the "legend" of the place, through such means as adaptive reuse of the existing Inn building, use of appropriately historical architectural styles and features

on new construction; and historic exhibits commemorating the site's significance as the nation's oldest inn location, its role in the Revolutionary War as the site of Fort Lookout, and the Inn's 20th century history as host to a long series of celebrities. As the practicability of preserving and reusing the existing building has come into question, review of the PDD application should include an independent assessment from both structural and economic standpoints, with applicable tax credits and funding for preservation taken into account.

- Continued public access to, and enjoyment of, the site through such uses as a restaurant, catering facility, hotel, conference center, spa, health club, etc.
- Use of the facility by a transient, vacationing population rather than adding to the community's resident population, with its associated fiscal impacts.
- Maintaining a scale proportionate to the property and the surrounding community. The massing and height of any new proposal should be analyzed for impacts on area aesthetics and community character, and the review process should include a visual analysis to illustrate the impacts of the proposal from key vantage points. Distribution of new bulk in a series of related buildings with varying sizes is preferred, based on the traditional scheme of a resort complex with main building, subordinate buildings and outlying cottages.
- Use of the site to contribute to the hamlet's economic activity and vitality. Project review should include an assessment of potential impacts to area businesses.
- Address potential impacts and benefits to the planned maritime park across Newtown Road to the east. Although the history of the CPI site and the maritime history to be celebrated at the park are separate and distinct, the area would benefit from some joint site planning to avoid conflicts in access and circulation, plan for intermodal transportation connections, and ensure that the experience of the park is enhanced, rather than hampered, by the adjacent development.

Redevelopment of the CPI site as a PDD would incorporate provisions for public benefits. As noted, a much desired public benefit for this project is preservation and adaptive reuse of the existing structure.

The Hampton Bays DGEIS states: to the extent feasible, Town discretionary powers should be used to encourage rehabilitation and reuse of the existing Canoe Place Inn structure. Important features that cannot be preserved should be salvaged for use and display elsewhere. Require oversight of any building demolition and ground disturbance by a qualified archaeologist. CPI redevelopment should highlight its history via an exhibit on or near the site.

For the eastern side of the Canal, the Strategic Plan points to points to a potential expansion of the Tiderunners restaurant into 'Canalside East,' a complex of shops and restaurants similar to the Gosman's Dock pierside development in Montauk.

The most important component of the Canal property recommendation is the provision of a continuous public access esplanade along the canal front, allowing public pedestrian and water access at a lower level than the development above.

Pursuant to §330-246(E), Maritime Planned Development Districts should be established where they are found to be "beneficial, compatible and harmonious with surrounding land uses, the goals and objectives set forth in this Article [XXVI], the Comprehensive Plan and

Local Waterfront Revitalization Program (LWRP) must be maintained and furthered”.

The project's viability and appeal is based on its location along the Shinnecock Canal. The Canoe Place Inn rehabilitation plan is a direct result of the developer working with the community to formulate a plan for the adaptive reuse of this historic structure and iconic place that will serve as a defining showpiece for the Hamlet of Hampton Bays. In order to financially accomplish this, the developer has requested a rezoning to include parcels on the eastern side of the Shinnecock Canal to allow for the construction of thirty-seven (37) 3-bedroom residential townhomes with interior recreational space and pool, decks, parking and landscaping on the parcels that currently contain commercial uses (Tiderunners restaurant, Bait and Tackle Shop and other associated buildings). In the MPDD application, a type of development right or density transfer is proposed that transfers the existing development yield between the three subject sites. In this way, the pre-existing 29 inn and cottage units at CPI would be converted/transferred as residential density to the Canal property, leaving a deficit of 8 units (based on the 37 unit revised plan). The 25 potential motel units would be transferred from the Canal and Eastern Properties back to the CPI Property to allow for the 20 inn units and 5 cottages. The Eastern property would only be used as a type of infrastructure lot to contain the Nitrex™ Wastewater Treatment Facility (WWTF) that processes the sanitary discharge from the Canal Property townhomes and as such would be left with no associated development rights. A passive recreational trail easement has also been offered to the Town for connectivity to the Paumanok Path and the applicant has offered to donate an additional \$50,000 to repair and maintain the roadways surrounding the Shinnecock Hills parcel.

Surrounding land uses include residential neighborhoods and marina uses, to which the project is considered to be compatible and harmonious. Section 330-5 of the Town Code defines a “water-enhanced use” as:

Commercial, recreational or not-for-profit activity, facility and/or establishment that does not absolutely require a waterfront location in order to function, but which contributes to the economic viability of water-dependent uses or which increases the public's enjoyment of the waterfront. Water-enhanced uses shall be construed to include restaurants; resort motels; bed-and-breakfasts; retail shops/outdoor markets; offices of marine-related services; marine-related not-for-profit philanthropic, fraternal, scientific research, social or educational institutional offices or meeting rooms; picnic grounds; public parks; maritime museums and outdoor theaters.

The inn/catering with restaurant and cottage units at the Canoe Place Inn are considered to be water enhanced uses, while the proposed townhouses are not considered water enhanced as indicated above but are intended to be high-end second homes that will enhance the tourist nature of the area. Inasmuch as a significant portion of the project proposal is considered water-enhanced and the townhouse project provides opportunities for creating passive public access to the water along the property frontage of the Shinnecock Canal once all connections are secured as well as includes the accessory water-dependent viewing/fishing platform with associated parking and existing floating dock for transient boating and/or fishing, it is considered compatible with the goals and objectives of the Maritime PDD designation.

In terms of the land use goals and objectives for implementing the Town's pending Water Protection Plan as well as the South Shore Estuary Reserve (SSER) and Peconic Estuary Plan (PEP CCMP), public and private development that brings people to the waterfront to live, eat, shop, relax, recreate and participate in cultural events is considered positive because, when done properly with the necessary environmental controls, it has the potential to foster

a sense of connection with and stewardship of the Town's water resources. By constructing a boardwalk generally along the frontage of the Shinnecock Canal and providing the necessary legal instruments to ensure for passive public access to the waterfront along with the incorporation of a scenic viewing/fishing platform and existing floating dock access, this component of the project is considered to be consistent with the general philosophy of waterfront revitalization.

In response to nitrogen management and the goals and objectives for water quality and sustainability, the Town Board recognizes the utmost importance of the project design's sensitivity to the impaired water quality of Shinnecock Bay and the Peconic Estuary and therefore the project in its entirety must remove more nitrogen than it discharges, i.e., achieve 94+% nitrogen reduction. In this way, the project is considered an innovative step toward sustainable land use design by addressing the nitrogen-induced water quality problems and will serve as a model for future projects that are situated in close proximity to surface water. The Town Board will also require that the Townhouse development achieve the highest energy rating in the Town Code Chapter 123 and the Canoe Place Inn achieve an energy star rating to the extent that is consistent with the historic rehabilitation program and the cottages also conform to the residential energy standards of Chapter 123.

By combining the sites into an overall Maritime PDD, the Town can therefore facilitate the rehabilitation of the historic CPI and reinforce the already strong tourism and second home industry, while simultaneously promoting year-round tourism.

SECTION 2. Amendment. Chapter 330 is hereby amended by adding a new Section 248 V. as indicated by underlining as follows:

V. Canoe Place Inn, Canal and Eastern Properties Maritime Planned Development District (CPICEMPDD)

(1) Purpose and Objectives.

(a) Canoe Place Inn, Canal and Eastern Properties Maritime Planned Development District (CPICEMPDD) has been structured to accomplish the findings, purpose and long-term goals established by the Town Board as part of Article XXVI, Planned Development District, of the Town Code and those established for a Maritime Planned Development District (MPDD). The CPICEMPDD also supports implementation of the Town's Comprehensive Plan, particularly the goals, findings, policies and recommended actions. Specific Comprehensive Plan objectives achieved by the CPICEMPDD are as follows:

(b) Protection of valuable natural, historic and scenic resources.

(b) Maintain the existing nature of the local economy, while working to enhance the diversity of the economy for the future, particularly in the areas of tourism and the second home industry by protecting the Town's character and quality of place.

(c) Devise strategies to maintain the historic character of the Town's hamlets and rural areas, with an increased emphasis on protecting historic landscapes and settings as well as individual structures.

(d) Focus future visitor promotion on the shoulder seasons and on attractions that do not substantially increase summer peaks. Further, focus this investment on the western half of town, where there is a greater need for tax ratables and business

center revitalization.

- (e) Promote small-scale overnight accommodations such as B&B's, inns and conference centers that will provide amenities without substantially increasing visitation.
- (f) Enhance the Town's cultural offerings, and the prestige and enjoyment of the Town's historic, architectural and scenic features.
- (g) Promote architectural, signage, lighting, landscaping, sidewalk and streetscape design improvements consistent with Town of Southampton beautification objectives.
- (h) Alleviate traffic on the CR 80 (Montauk Highway) corridor by providing significant roadway improvements as designed by Suffolk County Department of Public Works.
- (i) The CPICEMPDD provides for:

[1] A unified development program that links the east and west sides of the Shinnecock Canal and that accounts for significant upgrades the existing Town parkland adjacent to CPI which will then serve as the fulcrum to unify the two properties in the MPDD district and provide for increased public access to the Canal;

[2] Rehabilitation of the Canoe Place Inn and its revitalization as the Hampton Bays meeting place for use as an inn, catering facility and restaurant; and

[3] Development of a 37 unit luxury waterfront townhouse community designed to attract second home vacationers to Hampton Bays.

[4] Based on the foregoing, the CPICEMPDD shall provide the following public benefits:

[a] Rehabilitation of the Canoe Place Inn for public use (inn, catering facility and restaurant), resulting in improved aesthetics and an architecturally appealing structure on the site consistent with its history that is important to community character;

[b] Consistency with the Town's longstanding waterfront access policies and Public Trust Doctrine by providing a new public access easement extending from North Shore Road over the Canal property to include a public parking area and access to a newly constructed viewing/fishing platform. Public access to the existing floating dock for fishing and transient boaters shall also be provided (subject to necessary approvals, with liability insurance and indemnification to be provided by the Town). The applicant shall also provide a conditional passive public access easement agreement, approved in form and substance by the Town Attorney, along the property's frontage of the Shinnecock Canal (i.e. extending from the southern property line adjoining Montauk Highway right of way to the northern property line adjoining the MTA property). Said easement shall become effective at such time the Town secures the adjoining public easement connections over the MTA and Suffolk County locks property.

[c] A one-time, voluntary contribution of \$300,000 towards improvement/enhancement to the Shinnecock Canal Park in Hampton Bays plus design services and conceptual drawings for said park improvements;

[d] Easement to the Town for public access to be used for passive recreation in connection with the Paumanok Path on the Eastern property;

[e] Roadway safety improvements at the intersections of Montauk Highway (CR 80) and Newtown Road (CR 62) and Montauk Highway (CR 80) and North Shore Road (CR 39) as outlined in the FEIS, subject to further approval of Suffolk County and the Town of Southampton;

[f] Installation of a new conventional on-site sanitary treatment system and use of a nitrogen reducing Permeable Reactive Barrier (PRB) along appropriate portions of the downgradient borders of the property that will result in a minimum 94% wastewater nitrogen mass removal from the CPI property, subject to a monitoring program with regular reporting as approved by the Planning Board.

[g] Installation of sidewalks along all property roadway frontages of the subject parcels with connectivity to existing sidewalks in front of 227 East Montauk Highway.

[h] A one-time voluntary contribution of \$50,000 to the Town of Southampton who shall establish a road restoration fund in order to use said funds exclusively for the improvement and maintenance of private roads within the Shinnecock Hills community surrounding the Eastern property.

(2) District boundary. The Canoe Place Inn, Canal and Eastern Properties Maritime Planned Development District (CPICEMPDD) shall consist of the following seven (7) parcels. Two (2) parcels designated as Suffolk County Tax Map Nos. 0900-207-5-3 and 0900-207-5-4, comprising 5.65 acres on the northwest corner of Montauk Highway and Newtown Road, Hampton Bays, Town of Southampton (hereinafter referred to as the "CPI"); four (4) parcels designated as Suffolk County Tax Map Nos. 0900-207-4-22.1, 0900-207-4-23, 0900-207-4-24 and 0900-207-4-25, comprising a total of 4.50 acres and including a .52 acre under water lot located on the northwest corner of Montauk Highway and North Shore Road (hereinafter referred to as "Canal Townhouse Property"); and one (1) parcel designated as Suffolk County Tax Map No. 0900-208-2-18.1, comprised of 2.68 acres located on the northeast corner of North Shore Road and Canal Place Road, Hampton Bays, Town of Southampton (hereinafter referred to as the "Eastern Property"). All as shown on Topographical Survey of Property Situated in Hampton Bays prepared by JM Land Surveying, November 18, 2004 and Topographical Survey of Property Situate at Shinnecock Hills prepared by JM Land Surveying, November 14, 2006.

Parcel 1: Canoe Place Inn

ALL that certain plot, piece or parcel of land, situate, lying and being at Hampton Bays, Town of Southampton, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a point formed by the intersection of the northerly line of Montauk Highway and the westerly line of Newton Road;

RUNNING THENCE westerly along the northerly line of Montauk Highway, the following two (2) courses and distances:

- (1) South 62 degrees 05 minutes 10 seconds west 132.65 feet; and
- (2) South 52 degrees 15 minutes 05 seconds west, 140.79 feet to a monument and other lands of Canoe Place Estates Inc.;

RUNNING THENCE south 52 degrees 15 minutes 05 seconds west along the northerly side of Montauk Highway 126.54 feet to a point;

THENCE south 59 degrees 27 minutes 47 seconds west along the northerly side of a taking area 43.20 feet to a point;

THENCE south 56 degrees 43 minutes 41 seconds west still along said taking 97.22 feet to land now or formerly Henry R. Keller;

THENCE along the last mentioned land the following three (3) courses and distances:

- 1) North 35 degrees 43 minutes 40 seconds west 219.27 feet;
- 2) South 54 degrees 33 minutes 00 seconds west 33.42 feet; and
- 3) North 34 degrees 32 minutes 10 seconds west 152.12 feet to land now or formerly of Long Island Railroad;

THENCE along the last mentioned land the following five (5) courses and distances:

- 1) Along the arc of a curve to the left having a radius of 2895.64 feet a distance of 277.93 feet with a chord running north 54 degrees 30 minutes 01 seconds east 277.83 feet; and
- 2) North 51 degrees 44 minutes 05 seconds east 361.44 feet;
- 3) South 12 degrees 30 minutes 55 seconds east 2.22 feet;
- 4) North 51 degrees 44 minutes 05 seconds east 99.87 feet, to the westerly line of Newton Road;

THENCE southerly along the westerly line of Newton Road, south 15 degrees 40 minutes 30 seconds east, 414.54 feet;

THENCE continuing southerly along the westerly line of Newton Road, south 23 degrees 12 minutes 20 seconds west, 31.14 feet to the point or place of BEGINNING. EXCEPTING THEREFROM so much as was taken by the County of Suffolk by appropriation proceeding for project entitled "Reconstruction of a portion of C.R. 80, Montauk Highway, Town of Southampton, Suffolk County, New York (File No. 192726)" and shown as Parcel A on Map No. 3, for which a Receipt and Release dated 11/1/1971 was recorded 11/10/1971 in Liber 7044 of Deeds, Page 487.

Parcel 2: Canal Property

ALL that certain plot, piece or parcel of land, situate, lying and being In the Town of Southampton, County of Suffolk and State of New York, being more particularly

bounded and described as follows:

BEGINNING at a point on the Northwesterly side of County Road 39; where same is Intersected by the Northerly side of Montauk Highway;

RUNNING THENCE South 62 degrees 09 minutes 25 seconds West, 68.65 feet;

RUNNING THENCE in a Westerly direction along the arc of a curve bearing to the left having a radius of 1,029.93 feet a distance of 71.27 feet;

RUNNING THENCE North 86 degrees 10 minutes 19 seconds West, 152.18 feet;

RUNNING THENCE North 49 degrees 50 minutes 43 seconds West, 12.14 feet;

RUNNING THENCE North 05 degrees 11 minutes 03 seconds East, 41.69 feet;

RUNNING THENCE North 60 degrees 12 minutes 51 seconds East, 14.17 feet;

RUNNING THENCE North 06 degrees 52 minutes 19 seconds East, 20.33 feet;

RUNNING THENCE North 10 degrees 55 minutes 17 seconds East, 11.15 feet to the Record North Road Line of (Old) Montauk Highway;

THENCE along the bulkhead of Shinnecock canal as it presently exists along tie lines the following Eighteen (18) courses and distances:

1. North 10 degrees 55 minutes 11 seconds East, 57.19 feet;
2. North 09 degrees 04 minutes 28 seconds East, 36.51 feet;
3. North 00 degrees 43 minutes 49 seconds East, 45.48 feet;
4. North 10 degrees 22 minutes 20 seconds West, 30.54 feet;
5. North 04 degrees 05 minutes 55 seconds East, 36.57 feet;
6. North 45 degrees 58 minutes 46 seconds West, 18.66 feet;
7. North 21 degrees 35 minutes 20 seconds West, 22.78 feet;
8. North 19 degrees 29 minutes 11 seconds West, 25.20 feet;
9. South 84 degrees 15 minutes 16 seconds West, 7.93 feet;
10. North 30 degrees 35 minutes 30 seconds East, 3.61 feet;
11. North 03 degrees 36 minutes 08 seconds East, 56.07 feet;
12. North 11 degrees 39 minutes 17 seconds East, 91.31 feet;
13. North 27 degrees 26 minutes 50 seconds East, 21.49 feet;
14. North 14 degrees 04 minutes 03 seconds East, 11.21 feet;

15. North 13 degrees 23 minutes 29 seconds East, 43.46 feet;

16. North 10 degrees 08 minutes 04 seconds East, 81.51 feet;

17. North 00 degree 18 minutes 30 seconds West, 8.16 feet;

18. North 01 degrees 48 minutes 04 seconds East, 81.23 feet;

19. North 01 degrees 59 minutes 37 seconds East, 34.09 feet to lands now or formerly of the Long Island Railroad;

THENCE along lands now or formerly of the Long Island Railroad the following Four (4) courses and distances:

1. North 60 degrees 50 minutes 10 seconds East 207.17 feet to a monument;

2. Along the arc of curve which bears to the right having a radius of 1,357.40 feet a distance of 58.35 feet (Deed) 59.09 feet (Actual) to a monument;

3. North 26 degrees 40 minutes 11 seconds West, 25.00 feet to a monument;

4. Along the arc of a curve which bears to the right having a radius of 1,382.40 feet a distance of 65.88 feet (Deed) 66.98 feet (Actual) to the Westerly side of County Road 39;

THENCE Southerly along the westerly side of County Road 39 the following Three(3) courses and distances:

1. South 18 degrees 41 minutes 00 seconds West, 272.26 feet (Deed) 273.07 feet (Actual) to a monument;

2. Along an arc of curve which bears to the left having a radius of 605.96 feet a distance of 366.78 feet to a concrete monument;

3. South 15 degrees 59 minutes 50 seconds East, 135.25 feet;

THENCE in a Southerly direction along the arc of a curve bearing to the right having a radius of 407.74 feet a distance of 144.22 feet;

RUNNING THENCE South 04 degrees 16 minutes 07 seconds West, 45.69 feet to the point or place of BEGINNING.

Parcel 3: Eastern Property

ALL that certain plot, piece or parcel of land, situate, lying and being at a place called Shinnecock Hills in the Town of Southampton, County of Suffolk and State of New York, known and designated as a portion of Lot No. 14, Block 115, on a certain map entitled, "Amended Map "A" of the Westerly part of Shinnecock Hills", and filed In the Office of the Clerk of the County of Suffolk as Map No.213 on the 22nd day of October, 1925, which premises are more particularly bounded and described as follows:

BEGINNING at a monument set at the Intersection of the southerly line of lot 1,

Paumanok Terrace, and the Easterly line of North Highway (County Road 39A);

RUNNING THENCE Easterly along southerly line of said lot 1, a 20 foot right-of-way, and lot 8(Paumanok Terrace), North 85 degrees 53 minutes 30 seconds East a distance of 455.22 feet to a point and the Westerly side of Wildwood Lane;

RUNNING THENCE Southerly along said westerly side of Wildwood Lane, South 01 degree 35minutes 20 seconds East, 30.02 feet to a point and land now or formerly of Donald and Patricia O'Flaherty;

RUNNING THENCE Westerly along the said lands now or formerly of Donald and Patricia O'Flaherty, South 85 degrees 53 minutes 30 seconds West, 323.00 feet;

RUNNING THENCE Southerly along the said lands now or formerly of Donald and Patricia O'Flaherty, South 10 degrees 27 minutes 10 seconds East, 201.04 feet;

RUNNING THENCE Easterly and still along the said land now or formerly of Donald and Patricia O'Flaherty, North 85 degrees 53 minutes 30 seconds East, 292.00 feet to a point and the Westerly side of Wildwood Lane;

RUNNING THENCE Southerly along the said Westerly side of Wildwood Lane, South 01 degree 35minutes 20 seconds East, 184.11 feet to a monument;

RUNNING THENCE still Southerly along the Westerly side of Wildwood Lane, on the arc of a regular curve to the right having a radius of 25.34 feet, a distance of 39.46 feet to a monument situate on the Northerly side of Canoe Place Road;

RUNNING THENCE Westerly along the Northerly side of Canoe Place Road, South 87 degrees 38minutes 30 seconds West, 288.81 feet to a monument;

RUNNING THENCE North 64 degrees 05 minutes 07 seconds West, 17.94 feet;

RUNNING THENCE Northerly along the Easterly side of North Highway (County Road 39) the following Five (5) courses and distances:

1. On the arc of a regular curve to the right having a radius of 681.20 feet a distance of 230.00 feet to a monument;

2. North 15 degrees 59 minutes 35 seconds West, 52.69 feet to a monument;

3. South 74 degrees 00 minutes 19 seconds West, 2.00 feet;

4. North 15 degrees 59 minutes 41 seconds West, 3.76 feet;

5. On the arc of a regular curve to the right having a radius of 539.96 feet a distance of 153.03 feet to the point or place of BEGINNING.

(3) Permitted Uses. The following uses shall be permitted subject to site plan review and approval by the Planning Board and compliance with all applicable laws, rules and regulations:

(a) Canoe Place Inn Property (Parcel 1):

[1] Catering facility, including outdoor event seating

[2] Inn/motel units and five (5) non-residential resort cottage units for transient stay as defined in §330-5.

[3] Restaurant, cocktail lounge, including outdoor seating (outdoor seating shall be included and comply with all occupancy standards).

[4] Customary accessory structures and uses incidental to the Canoe Place Inn including a gift shop, meeting and conference facilities, seasonal tents for events (in specified and approved areas only), and spa facilities for guests, as approved by the Planning Board.

[5] Parking areas

[6] Fences, retaining walls, trellis, walkways, decks and patios as approved by the Planning Board.

[7] Recreation - swimming pool for use by guests and employees

(b) Canal Property (Parcel 2):

[1] Single-family attached townhouses

[2] Accessory marina to townhomes to provide for the berthing of recreational watercraft with no change to marina size or encroachment into the Shinnecock Canal

[3] Recreation - indoor/outdoor recreation areas, swimming pool for use by residents and their visitors.

[4] Pool/equipment enclosure

[5] Parking areas, including parking associated with the viewing/fishing platform and floating dock access.

[6] Community recreation building/interior space not to exceed size limitations set forth in Section 5(B)[4] herein.

[7] Fences, retaining walls, trellis, walkways, decks and patios as approved by the Planning Board

(c) Eastern Property (Parcel 3):

[1] Wastewater treatment facility ("NitrexTM" system or other alternative denitrification system that is proven to treat nitrogen to an even higher standard than NitrexTM as approved by the Suffolk County Department of Health Services) and associated infrastructure/ maintenance access.

[2] Passive Recreation Trail for connectivity to the Paumanok Path.

(d) In no case shall any sculpture or art installation occur on any property included within the subject MPDD without prior Town Board review and approval.

(5) Dimensional regulations. The following bulk area height and dimensional regulations

shall apply within the CPICEMPDDD notwithstanding any provision in this Chapter to the contrary. The Planning Board may, through this site plan review process, modify the standards required herein provided that: no significant adverse environmental impact to the property or its surroundings will occur, the change is considered minor, and the modification would better achieve the goals and objectives of the MPDD as described herein.

(a) CANOE PLACE INN (Parcel 1):

[1] Minimum lot area: 5 acres:

[2] Maximum lot coverage (main and accessory building): 20%:

[3] Yards, principle building:

[4] Front #1 (Newtown Road): 10 feet

[5] Front #2 (Montauk Highway): 50 feet

[6] Side minimum for one: 50 feet

[a] Side total: N/A

[7] Rear: 50 feet

[8] Yards, accessory structures except fences and retaining walls:

[9] Distance from street: 60 feet

[10] Distance from side yard: N/A

[11] Distance from rear yard: 10 feet

[12] Maximum Height:

[a] Canoe Place Inn, existing to remain; (connector area between inn and dance pavilion not to exceed 42 ft. when measured from existing grade)

[13] Off-Street parking setback:

[a] Newtown Road: 10 feet

[b] Montauk Highway: 5 feet with attendant landscaping as approved by the Planning Board.

[14] Transitional Yards adjoining residential districts: N/A

[15] Pyramid Law: N/A

[16] Yield and Unit Size:

[a] The total number of hotel/inn units within the CPI main building shall not exceed twenty (20).

[b] The total number of cottage units (as currently exist) shall not exceed five (5) and each shall not exceed the existing floor area or height maximum of two-story (32 ft.)

[c] Restaurant, Bar, Catering Facility, Canoe Place Inn:

[i] Restaurant: 70 seats maximum

[ii] Bar/Lounge: 20 seats maximum

[iii] Outdoor seating: 120 seats maximum

[iv] Catering: 350 seats maximum

(b) CANAL PROPERTY (Parcel 2):

[1] Minimum lot area: 40,000 sq. ft.

[2] Maximum lot coverage (main and accessory building): 20%

[3] Minimum lot area per attached dwelling unit: 4,500 sq. ft.

[4] Maximum floor area, recreational building: 1,900 sq. ft.

[5] Maximum height:

[a] Three stories

[b] 33.5 feet when measured from approved grade.

[6] Yards, principle buildings:

[a] Front #1 (Shinnecock Canal): 8 feet

[b] Front #2 (Montauk Highway): 10 feet from existing property lines.

[c] Side minimum for one (Railroad ROW) 18 feet

[d] Rear (North Shore Road): 35 feet

[7] Yards, accessory structures (except fences, trellises, and retaining walls, as approved by the Planning Board):

[a] No accessory structures permitted except pool/equipment enclosures as approved by the Planning Board

[b] Off-Street parking setback: as shown on the Conceptual Plan dated August 12, 2011 and last revised April 8, 2014 with attendant landscaping/screening.

[8] Transitional Yards adjoining residential districts: N/A

[9] Pyramid Law: N/A

[10] Yield and unit size:

- [a] The total number of units shall not exceed thirty-seven (37).
- [b] The average size of all units shall not exceed 2,000 SF so that the total floor area of townhomes shall not exceed 74,000 SF of habitable space.
- [c] The total amount of bedrooms shall not exceed 111.

(c) EASTERN PROPERTY (Parcel 3):

- [1] Access. The sole access point to the Wastewater Treatment Facility (WWTF) shall be from Old Canoe Place Road.
- [2] Transitional Yards: Note: A clearing plan for all infrastructure installation/access and subsequent revegetation shall be required for review and approval by the Planning Board as part of the site plan review process.
 - [a] Adjoining residential districts: N/A
 - [b] From Wildwood Lane: 25 ft. minimum.
 - [c] From North Highway (N. Shore Rd): 100 ft., except for pipe installation area (in the case of future required WWTF expansion, 25 ft. with attendant landscaping).
- [3] WWTF Maintenance Building Setbacks:
 - [a] 60 ft. from Old Canoe Place Road
 - [b] 120 ft. from North Highway
 - [c] 120 ft. from Wildwood Lane
 - [d] 75 ft. from Northern Property Line
- [4] Clearing restriction. 30% (0.81 acres) maximum (except in case of required WWTF expansion, where clearing would be limited to a maximum of 50%).

(6) General development standards. To ensure consistency with the findings, purpose, goals and general development standards established for planned development districts, all development shall conform to applicable standards of §§330-240 through 330-245 of the Code of the Town of Southampton.

(7) Specific development standards.

- (a) A site plan must be submitted to the Town of Southampton Planning Board for review and approval pursuant to §330-243 B and §§330-181 through 330-184.1 of the Town Code of the Town of Southampton. The proposed development shall be consistent with the conceptual plans entitled R Squared Canoe Place Inn Montauk Highway and New Town Road, Hampton Bays dated July 27, 2012 and last revised April 8, 2014; and R Squared Canal Properties North Shore Road and Canoe Place Road, Hampton Bays, dated August 12, 2011 and last revised April 8, 2014; subject

to revisions that conform to dimensional requirements and other performance standards outlined herein.

(b) The Town of Southampton Planning Board, in reviewing and approving a final site plan, shall ensure that the plan conforms to the requirements and intent of the CPICEMPDD.

(c) All new construction shall be subject to the review of the Board of Architectural Review, pursuant to Article XIX of this chapter.

(d) The Planning Board may require limits of clearing or retention of significant sized trees, if any, as part of the site plan review for all parcels as well as limitations on fertilizer-dependent landscaping.

(e) Site plan elements, Canoe Place Inn (Parcel 1):

[1] Architecture and design. The rehabilitation of the Canoe Place Inn building and pre-existing cottages shall be similar to the height and footprint of current conditions and consistent with the height and footprint of the building and cottages prior to World War II as depicted in the images and plans provided in the DEIS.

[2] The existing number of stories and height of the Canoe Place Inn structure shall be maintained as currently exist except in the connector area between the inn and dance pavilion as shown in the Canoe Place Inn concept plans which will exceed its current height but will not exceed the highest part of the structure (42 ft.) as measured at existing grades.

[3] Site access shall be limited to one curb cut on Montauk Highway and one curb cut on Newtown Road, respectively subject to Suffolk County Department of Public Works and Town of Southampton approval.

[4] Utilities and services.

[a] Water supply. The CPICEMPDDD development shall be served by public water, designed in accordance with the specifications of the Hampton Bays Water District. All necessary approvals shall be obtained from the Hampton Bays Water District for water supply. For the purpose of fire protection, the Planning Board shall solicit comments and review from the Fire Marshal pursuant to §330-184C.

[b] Sanitary Sewage and nitrogen mitigation. Installation of a new conventional on-site sanitary treatment system including septic tank and leaching pool and installation and use of a PRB along appropriate portions of the downgradient borders of the property to remove nitrogen from the new on-site sanitary system as well as non-project wastewater such as stormwater and off-site, upgradient locations. All necessary approvals shall be obtained from the Suffolk County Department of Health Services for sewage disposal.

[c] Drainage. Stormwater drainage systems shall be designed so that all potential runoff will be recharged on-site. The calculation of stormwater retention and the design of the drainage system shall be subject to review and approval of the Town Engineer.

[d] Refuse storage and collection. Plans for the storage and collection of refuse shall be subject to Planning Board approval. The outside storage of refuse shall be in rodent proof containers conveniently located and enclosed or otherwise screened from view pursuant to §330-109. Regular trash collection shall be required. The Planning Board may impose additional covenants to ensure property maintenance and upkeep where necessary.

[e] Utilities and screening of appurtenances on building facades. All utilities, including electric, telephone and cable television service, shall be placed underground where possible. Utility meters and other appurtenances shall be screened by lattice enclosures and/or landscaping to soften appearance. Condensing units and other mechanical systems shall likewise be screened, to be determined by the Planning Board.

[5] Building Rehabilitation. The rehabilitation of the Canoe Place Inn structure will be accomplished in such a manner so as to bring the Inn's essential visual characteristics back to its historically significant period between 1922 and World War II and return the site to its former position as an important asset to the community. The key design elements of the rehabilitation shall include:

[a] Re-grading along Montauk Highway to expose the full height of the existing building.

[b] The currently existing portions and essential visual characteristics of the pre-World War II construction will remain and be rehabilitated, which will include the retention of as much of the historic fabric of the building as practicable. The Planning Board shall require submittal of construction drawings that specifically identify what historic fabric is being saved, and which elements are being used to base new replacement materials where existing materials are beyond their useful life. Specifications shall be prepared detailing the methodology for preserving specific elements identified as well as stabilizing the existing building during the rehabilitation effort. Drawings shall be annotated so that existing conditions can be compared with proposed conditions in the field. A local architectural preservation consultant qualified by the Planning Board shall be retained by the applicant to review said construction drawings and the historic rehabilitation program prior to site plan approval as well as to be available for consultation and regular reporting of progress to the Planning Board in connection with this requirement.

[c] The connector, bar and kitchen additions built between the inn and pavilion after 1922, not part of the essential character of the inn building and/or the dancing pavilion, will be replaced with new construction more in keeping with the historic design of the inn and visual character of the inn and pavilion during its historic period. The reconstruction of this area shall be done in such a manner so as not to disturb or destruct other portions of the CPI building being rehabilitated.

[d] The first floor of the inn and pavilion will be refurbished with casements and lattice work consistent with that shown in the historic photographs and as approved by the Planning Board and Architectural Review Board.

[e] The existing roof shingles will be replaced with a more traditional color and texture to be visually consistent with the roof as shown in the historic photographs and approved by the Planning Board and Architectural Review

Board.

- [f] Portions of the inn interior from the historically significant period that remain intact and can be reused and/or repaired will be, particularly in the dance pavilion. Other areas will be renovated with finishes that match the visual character of the inn from the historically significant period.
- [g] A new, formal drop-off will be located consistent with the historic drop off and front door to the inn between the building and Montauk Highway along with new landscaping which will be installed throughout the site including new pathways, parking and lawns where the existing gravel parking lot is located.
- [h] The new lobby for the inn and pavilion will be located in the new "connector" and reestablish the original, formal entry sequence shown in old photographs and drawings as discussed in the DEIS.
- [5] Parking shall be provided as shown on the Canoe Place Inn Concept Site Plan as follows:
 - [a] 122 standard stalls
 - [b] 6 handicap stalls
 - [c] 108 event valet stalls, with grass pavers.
- [6] Landscaping. The applicant shall be required to prepare and submit a comprehensive landscape plan for review and approval by the Planning Board, including, but not limited to, the following:
 - [a] Landscaping along roadway frontages, including but not limited to street trees, ornamental shrubs and flowers.
 - [b] A landscape planting area shall be provided next to all sidewalks through the development and planted with deciduous street trees at a consistent spacing (minimum: 22 feet on-center; maximum: 35 feet on-center).
 - [c] All parking areas and valet areas shall be screened from view with vegetation approved by the Planning Board.
 - [d] Fences and retaining walls shall be screened with vegetation approved by the Planning Board.
- [7] Exterior lighting. A lighting plan shall be submitted for review and approval as part of the overall plan submission for the development in accordance with Article XXIX, Outdoor Lighting of the Town Code.
- [8] Signage. Ground signage at the Canoe Place Inn shall be found consistent with the historic design theme and shall not exceed the maximum dimensions permitted within the Sign Code for RWB districts.
- [9] Energy. To the maximum extent practicable, the Planning Board shall require energy conservation measures for the CPI rehabilitation to meet the requirements of Chapter 123-38 for incorporation into building and site designs (e.g., Energy Star® water conservation/low-flow irrigation, etc.) such that

energy conservation measures shall not impact the retention or rehabilitation of existing historic fabric. All cottages on the CPI property shall meet the HERS index requirements prescribed in §123-37 A (1).

(e) Site plan elements, Canal property Townhouses (Parcel 2):

- [1] Architecture and design. Building construction and design shall reflect traditional "bay homes" architecture of Hampton Bays/Shinnecock Hills, with consideration being given to the special character of Southampton as a rural and resort community.
- [2] Requirements. Buildings shall have a common design theme that provides design coherence while allowing variety and character for individual buildings within the project. The design shall maintain proportion, scale and massing with details appropriate to the architectural style emulated. In the choice of exterior finishes, care shall be taken to avoid the appearance of a development in which all units appear exactly the same. Walls and roofs shall include separations, changes in plan and height, and architectural elements such as porches, dormers and cross-gables. Techniques for complying with this requirement include, but are not limited to:
 - [a] Façade modulation (e.g., stepping back or extending forward portion of the façade for each interval) to minimize bulk and massing of buildings.
 - [b] Articulating each interval with architectural elements such as porches, balconies, bay windows, etc.
 - [c] Articulating the roof line by stepping the roof and by emphasizing dormers, chimneys or gables.
 - [d] Providing a ground- or wall-mounted fixture, a trellis, a tree or other site feature within each interval.
 - [e] Use of consistent detailing of finishes, terminations and other architectural elements within the variety of building to building required.
- [3] Exterior. Facades of dwelling units shall be designed to avoid monotony and blank walls on all four facades. The exterior of the dwelling units shall be constructed with cedar shingles, Hardi-Plank or similar high quality material.
- [4] Energy. To the maximum extent practicable, the Planning Board shall require energy conservation measures to meet the minimum home energy rating index as defined in the Town's building code [Chapter 123-37A(4)] for incorporation into building and site designs (e.g., Energy Star® water conservation/low-flow irrigation, etc.).
- [5] Noise. During site plan review, the Planning Board shall assess and determine the need for noise attenuating structures and/or building materials.
- [6] Privacy. Buildings shall be oriented to provide privacy for residents and visitors, to the extent practicable, both within the project and in relation to the surrounding properties. Techniques for complying with this requirement include, but are not limited to:

- [a] Staggering windows to avoid aligning with adjacent windows.
- [b] Increasing the side or rear yard setback, or creating balconies and porches at upper floors so that window areas are farther from the property line.
- [c] Any proposed fencing shall be part of a coordinated plan for the entire site and consistent with §330-109.
- [d] Gatehouse or driveway entrance gates shall not be permitted.
- [e] Utilities and services.
 - [i] Water supply. The CPICEMPD development shall be served by public water, designed in accordance with the specifications of the Hampton Bays Water District. All necessary approvals shall be obtained from the Hampton Bays Water District for water supply and fire protection. For the purpose of fire protection, the Planning Board shall also solicit comments and review from the Fire Marshal pursuant to §330-184C.
 - [ii] Sanitary Sewage. A Nitrex™ Wastewater Treatment Facility, shall be constructed on the Eastern Property to service the Canal property Townhouses. All necessary approvals shall be obtained from the Suffolk County Department of Health Services for sewage disposal.
 - [iii] Drainage. Stormwater drainage systems shall be designed so that all potential runoff will be recharged on-site. The calculation of stormwater retention and the design of the drainage system shall be subject to review and approval of the Town Engineer.
 - [iv] Refuse storage and collection. Plans for the storage and collection of refuse shall be subject to Planning Board approval. The outside storage of refuse shall be in rodent proof containers conveniently located and enclosed or otherwise screened from view. Regular trash collection shall be required. The Planning Board may impose additional covenants to ensure property maintenance and upkeep where necessary.
 - [v] Utilities and screening of appurtenances on building facades. All utilities, including electric, telephone and cable television service shall be placed underground. Utility meters and other appurtenances shall be screened by landscaping or other approved method to soften appearance. Condensing units and other mechanical systems shall likewise be screened, to be determined by the Planning Board.
- [f] Common space. In order to provide focal points for community recreation and interaction that adds to the overall quality of life for residents, common open space areas shall be integrated purposefully into the overall design and not be residual areas left over after buildings and parking lots are sited, including an on-site community recreational area, pool and deck area.
- [g] Private outdoor space. Each individual dwelling unit shall be provided with a private outdoor space in the form of a patio, terrace, garden, courtyard, deck or balcony, which space shall be immediately adjoining and directly accessible to the dwelling unit which it serves. To avoid the possibility of disparate building materials that may affect the appearance of the overall development,

all private outdoor spaces shall be subject to review and approval by the Planning Board as part of the site plan submission for the entire development.

[h] Pedestrian circulation. Pathways shall be utilized throughout the development to connect all housing units to the common space areas and active and passive recreation areas. Pathways shall be sufficiently wide to accommodate walkers, joggers and bicyclists and should be easily accessed from all housing units. Park benches and suitable resting places along pedestrian pathways and walking trails may be provided to encourage outdoor activity.

[i] Landscaping. The applicant shall be required to prepare and submit a comprehensive landscape plan for review and approval by the Planning Board, including, but not limited to, the following:

[i] Landscaping along North Shore Road, including but not limited to street trees, ornamental shrubs and flowers.

[ii] A landscape planting area shall be provided next to all sidewalks through the development and planted with deciduous street trees at a consistent spacing (minimum: 22 feet on-center; maximum: 35 feet on-center).

[iii] A 25-foot wide natural buffer shall be created along the southern portion of the Canal property waterfront, landward of the water's edge.

[iv] Clearing limits and revegetation of cleared areas will be established based on a Clearing Plan to be approved by the Planning Board with input by the Town Conservation Board to meet the intention of retaining existing vegetation on site to the maximum extent practicable with special consideration to the existing natural vegetation at the boat basin berm

[j] Exterior lighting. Exterior lighting. A lighting plan shall be submitted for review and approval as part of the overall plan submission for the development in accordance with Article XXIX, Outdoor Lighting of the Town Code.

[k] Parking.

[i] Pursuant to §330-94, the CPICEMPDD development shall use the parking calculation of 2.5 spaces per dwelling unit including 19 land-banked spaces plus 5 public spaces, and shall include a sufficient amount of handicap-accessible spaces. The Planning Board shall require a landbanked parking covenant pursuant to §330-100E.

[ii] Where provided, internal planting islands shall include trees and appropriate groundcover to be located in or along the perimeter of the parking lot.

[iii] Parking spaces shall in no case be considered an "extra" or an "upgrade" for any dwelling unit in the development.

[l] Signage. All residential identification signage shall be consistent with Article XXII (Signs) of the Town Code except where provided for herein. Only warnings/placards as required by law shall be permitted for the Eastern Property WWTF.

[m] Life-safety requirements.

[i] In accordance with the recommendations of the Hampton Bays Fire District, all attached dwelling units shall be equipped with fire sprinklers or as required by the New York State Residential Building Code and the National Fire Protection Association (NFPA) standards, as applicable.

[ii] All basements, if any, shall have outside entrances;

[iii] Coordination with the Hampton Bays Fire District is required in the event that a central alarm system is proposed for installation.

[iv] Common attics and basements or crawl spaces shall be prohibited with the exception of the clubhouse to be located in a portion of the basement area of one building.

[v] Fire hydrants shall be required in such number and location as determined by the Planning Board during site plan review, after referral to the Fire Marshal and fire district having jurisdiction.

(8) Conditions. As a requirement of the CPICEMPDD and with adoption of same, said district shall at all times hereinafter be maintained and be subject to the requirements established under the provisions herein. To that end, covenants and restrictions approved by the Town Attorney's office and recorded with the Suffolk County Clerk's office prior to the issuance of a building permit shall be filed on the subject parcel(s) providing the following:

(a) Canoe Place Inn (Parcel 1):

[1] The permitting process for Canoe Place Inn and the Canal Townhomes will occur simultaneously and construction will commence within 150 days of issuance of a Building Permit.

[2] Roadway improvements at the intersection of Montauk Highway (CR 80) and Newtown Road (CR 62) will occur in substantial conformance with the Canoe Place Inn Concept Site Plan and as approved by the Suffolk County Department of Public Works, shall be constructed by the owner prior to the issuance of a certificate of occupancy for the Canoe Place Inn building.

[3] All outdoor events, including outdoor parties, weddings and other events, shall be held only in the "outdoor tent area" as shown on the Canoe Place Inn conceptual site plan and the final approved site plan for Canoe Place Inn.

[4] Outdoor musical events will be restricted to noon to 10:00 PM on Sundays through Thursdays and noon to midnight on Fridays and Saturdays.

[5] Music sound from outdoor events shall not exceed the decibel levels provided in Chapter 235 at or beyond the line of the property on which such noise is being generated.

[6] The Canoe Place Inn and cottages will not be demolished but will be constructed pursuant to the approved site and building plans and will remain in perpetuity as

a functioning Inn upon completion of the work and at no time shall the Canoe Place Inn be operated as a nightclub.

(b) Canal Townhouse & Eastern Property (Parcels 2 and 3):

[1] No dwelling unit shall be eligible for an accessory apartment permit as defined in Town Code §§330-11.1 and 330-11.2.

[2] Prior to the issuance of a building permit, the applicant shall comply with the provisions of the Long Island Workforce Housing Act as follows:

[a] Prior to site plan approval, the number of workforce housing units required shall be determined in accordance with Article 2 (Long Island Workforce Housing) of the Town Code of the Town of Southampton.

[b] The timing for payment of a fee in lieu of units may be staggered or otherwise connected to the phasing plan for the entire CIPDD project, as determined by the Planning Board.

[3] Individual residents shall not alter or change exterior facades, construct additions or any other type of appurtenance other than those approved by the Planning Board through the site plan process.

[4] Failure to file these covenants prior to prior to signature of the approved site plan in accordance herewith shall be deemed a violation of the conditions of this zoning approval and may be grounds for the Town to initiate proceedings to withhold the issuance of a building permit to the subject parcel(s) back to its/their prior zoning classification after a public hearing.

[5] The Eastern Property shall have no associated development rights and be forever limited to the construction of the Suffolk County Department of Health Services-approved Nitrex™ System (or other alternative denitrification system that is proven to treat nitrogen to an even higher standard than Nitrex™) and associated approved maintenance building, access road, fence, and retaining wall as well as the public trail easement.

[6] A 30 ft. wide trail easement, the precise location on the Eastern Property to be determined by the Planning Board with recommendation from the Trails Advisory Board at the time of site plan review, shall be deeded to the Town of Southampton for passive recreational pedestrian access and connectivity to the Paumanok Path. Said trail easement shall not interfere with the Wastewater Treatment Facility or future expansion area.

[7] The applicant shall agree to the construction and maintenance of a new public access easement extending from North Shore Road over the Canal property to include a five-car public parking area and access to a newly constructed viewing/fishing platform. Public access to the existing floating dock for fishing and transient boaters shall also be provided (subject to necessary approvals, with liability insurance and indemnification to be provided by the Town; noting that the Town Board may seek to have the easement for the floating dock granted to the Town Trustees for public access). The applicant shall also provide a conditional passive public access easement agreement, approved in form and substance by the Town Attorney, along the property's frontage of the Shinnecock Canal (i.e. extending from the southern property line adjoining Montauk Highway

- right of way to the northern property line adjoining the MTA property). Said easement shall only become effective at such time the Town secures the adjoining public easement connections over the MTA and Suffolk County locks property.
- [8] Roadway improvements to the intersection of Montauk Highway (CR 80) and North Shore Road (CR 39) in substantial conformance with the Canal Eastern Property Concept Site Plan and as approved by the Suffolk County Department of Public Works, shall be constructed by the owner prior to the issuance of a certificate of occupancy for the last Townhouse building to be constructed.
- [9] All covenants and restrictions required by the Town Board as conditions of approval shall only be modified, waived, amended, repealed or terminated, by the Town Board, after a public hearing and a Town Board approval by a majority plus one.
- [10] The applicant shall develop an acceptable monitoring program for the Permeable Reactive Barrier (PRB) as part of site plan review and a covenant shall be required by the Planning Board to ensure continued maintenance and viability.
- [11] Any violation of the covenants and restrictions filed in connection with this PDD shall also be deemed a violation of this chapter, and the Town Board may avail itself of any and all remedies allowed by law. Further, as any violation shall be deemed a Southampton Town Code Zoning violation under Chapter 330 this will subject the applicant and property owners to any and all applicable fines and remedies thereunder.
- (c) Concurrent with the issuance of the initial building permit, the applicant shall remit a one-time payment to the Town Board of the monetary sum of \$300,000 to be used for enhancement to the Shinnecock Canal Park and an agreement to provide design services and conceptual drawings for said park improvements as offered.
- (d) Concurrent with the issuance of the initial building permit, the applicant shall remit a \$50,000 contribution to a road restoration fund to the Town of Southampton to be used exclusively for maintenance and improvements on private roads within the Shinnecock Hills community surrounding the Eastern property.
- (e) A comprehensive and unified pedestrian access and circulation plan shall be submitted with the final site plan. The plan shall incorporate all public sidewalks, streetscape improvements including trees and the internal pedestrian circulation for the public viewing/fishing platform and floating dock as well as conceptual plan related to the conditional passive access easement along the Canal.
- (f) No deciduous tree existing or established as part of the CPICEMPD shall be topped during ordinary maintenance. For the purpose of this section, "topping" shall mean the severe cutting back of limbs to stubs larger than three inches in diameter within the tree's crown to such a degree so as to remove the normal tree canopy and disfigure the tree.
- (g) Clearing limits and revegetation of cleared areas will be established based on a Clearing Plan to be approved by the Planning Board with input by the Town Conservation Board to meet the intention of retaining existing vegetation on site to the maximum extent practicable with special consideration given to the existing natural vegetation at the boat basin berm.

- (h) With the exception of one-time signage that may be permitted during the initial "grand opening" period for the Canoe Place Inn and during the sales period of the townhomes, if any (the timeframes, location and specific nature of such "grand opening" or promotional signage shall be reviewed and approved by the Planning Board as part of the site plan submission); temporary signs, boards or banners for advertisements, promotions, events, etc. of any kind that are affixed/attached to the CPI building are prohibited. Applications for temporary ground signs shall be consistent with §330-205.
- (i) A phasing plan shall be submitted as part of the site plan application, reviewed and approved by the Planning Board to ensure the concurrent and timely construction of the townhouses and the CPI rehabilitation. In connection with the construction drawings and methodology plan required in item (j) below, milestones shall be identified for the CPI rehabilitation that the release of Certificates of Occupancy (CO) for townhomes shall be based on (e.g. for every 25% completion of work for CPI, a group of CO's may be released). The Planning Board shall ensure that all work on the Canoe Place Inn site is completed prior to the issuance of the last group of townhouse CO's.
- (j) Construction drawings and plans for CPI shall be submitted to the Planning Board that identifies the methodology for those elements of the existing historic building that are worthy of preservation and how those elements are to be preserved during the rehabilitation of the structure. In addition, for the elements that are in such poor condition that they cannot be preserved, a procedure shall be identified for determining new replacement materials with the intent of preserving as much of the historic fabric of the building to the maximum extent practicable. Specifications shall be prepared detailing the methodology for preserving specific elements identified as well as stabilizing the existing building during the rehabilitation effort. Drawings shall be annotated so that existing conditions can be compared with proposed conditions in the field. A local architectural preservation consultant qualified by the Planning Board shall be retained by the applicant to review said construction drawings and the historic rehabilitation program prior to site plan approval as well as to be available for consultation and regular reporting of progress to the Planning Board in connection with this requirement and the phasing plan.

SECTION 4. Authority.

The Town Board is authorized to amend its zoning map and make local laws for Planned Development Districts pursuant to Article 16 of the State of New York Town Law.

SECTION 5. Effective Date.

This local law shall take effect upon the filing of this Local Law with the Secretary of State pursuant to the Municipal Home Rule Law. Pursuant to §330-244J, this local law shall expire 36 months after the date of approval by the Town Board unless the appropriate Planning Board approvals have been obtained and substantial construction has begun.

SECTION 6. Severability.

If any section or subsection, paragraph, clause, phrase of this law shall be judged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not effect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that, after public hearings were held by the Town Board of the Town of Southampton on November 12, 2014, November 25, 2014, and December 9, 2014, the Town Board adopted LOCAL LAW No. of 2015 as follows:

A LOCAL LAW amending Article XXVI- Planned Development District of Chapter 330 of the Town Code of the Town of Southampton to enact a new §330-248 V. that rezones seven parcels of land on both the east and west sides of the Shinnecock Canal from Resort Waterfront Business (RWB) and Motel Business (MTL) to Maritime Planned Development District to facilitate the redevelopment of the Canoe Place Inn (CPI) site (SCTM No's: 900-207-5-3 & 4) to an inn/catering and restaurant use, as well as the neighboring Canal Property, which consists of four parcels located directly east of the Shinnecock Canal and north of Montauk Highway (SCTM No's: 900-207-4-22.1, 23, 24 & 25) to a 37 unit townhouse development, and an Eastern Parcel, which consists of a single parcel located east of North Shore Road (CR 39), and north of Montauk Highway (SCTM No. 900-208-2-18.1) to provide an off-site wastewater treatment plant (Nitrex™ system), in the Hamlet of Hampton Bays.

Copies of the proposed local law, sponsored by Supervisor Anna Throne-Holst are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

ü Vote Record - Town Board Resolution RES-2015-60						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-53

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

2015 Salaries for Elected Town Officials

WHEREAS, it is required by Section 27, Subdivision 1 of the Town Law, that the Town Board fix, from time to time, the salaries of all officers and employees of the Town whether elected or appointed, and determine when the same shall be payable; and

WHEREAS, the salaries of the members of the Town Board, the elected Town Clerk and the elected Superintendent of Highways shall not be fixed in an amount in excess of the amounts respectively specified in the notice of hearing on the preliminary budget published

pursuant to Section 108 of the Town Law; now, therefore, be it

RESOLVED, that the annual salaries of the following elected officials shall be as follows:

Anna Throne-Holst, Supervisor	\$ 104,040
Bradley Bender, Councilman	\$ 62,000
Bridget Fleming, Councilwoman	\$ 62,000
Stan Glinka, Councilman	\$ 60,000
Christine P. Scalera, Councilwoman	\$ 60,000
Sundy A. Schermeyer, Town Clerk	\$ 105,000
Alex D. Gregor, Highway Supt.	\$ 105,000
Theresa A. Kiernan, Receiver of Taxes	\$ 95,000
Edward D. Burke, Town Justice	\$ 68,442
Deborah Kooperstein, Town Justice	\$ 68,442
Andrea H. Schiavoni, Town Justice	\$ 68,442
Barbara Wilson, Town Justice	\$ 68,442
Scott Horowitz, Trustee	\$ 24,378
Raymond Overton, Trustee	\$ 24,378
William Pell IV, Trustee	\$ 24,378
Eric Shultz, Trustee	\$ 24,378
Edward J. Warner Jr., Trustee	\$ 24,378

NOTE: The Board of Trustees independently elects its President, who earns an additional \$6,528.

RESOLVED, that the Town Comptroller is hereby directed to set the salary of Councilwoman Christine Scalera and Councilman Stan Glinka at the amount of \$60,000, with the excess to be closed out to fund balance at year end.

HISTORY:

01/06/15 Town Board

TABLED

Next: 01/13/15

Financial Impact:

As provided in the 2015 Final Adopted Budget

Vote Record - Town Board Resolution RES-2015-53						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-61

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

**Authorize Funding for the Southampton Town Housing Authority in Order to
Support the Administration of Housing Programs**

WHEREAS, pursuant to Town Board Resolution 2014-1313, the Town Board of the Town of Southampton authorized the Supervisor to enter into an agreement with the Southampton Town Housing Authority for the administration of various housing programs for a period of one (1) year beginning on January 1, 2015 and ending on December 31, 2015; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes funding in an amount not to exceed \$125,000 to be paid to the Southampton Town Housing Authority for the administration of various housing programs for the one (1) year term of the agreement.

Financial Impact:

The source of funding shall be General Fund Unallocated Contracts G/L #01-99-9900-01-6401-0000 in the amount of \$125,000.

ü Vote Record - Town Board Resolution RES-2015-61						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-62

Category: Agreements, Contracts, Leases
Sponsors: Councilman Stan Glinka
Department: Central Purchasing and Contracts Compliance

**Authorize Purchase of Managed Print Services from Suffolk County Contract with
Toshiba Business Solutions**

WHEREAS, the Director of Information Technology has expressed an interest in moving to Managed Print Services for the repair of all the Town's printers and replenishment of ink/toner cartridges; and

WHEREAS, Toshiba Business Solutions holds a valid Suffolk County Contract for Managed Print Solutions, contract number MPS-100113; and

WHEREAS, Toshiba Business Solutions has done an assessment and has provided a proposal based on this assessment and pricing from the Suffolk County Contract; and

WHEREAS, the Town is currently spending approximately \$3,645 monthly on document output and Toshiba Business Solutions' Managed Print Services is estimated to cost \$2,070

monthly, resulting in an estimated savings for the Town of \$18,900 or over 40% cost reduction annually; and

WHEREAS, the term of this Managed Print Services contract shall be for a three (3) year term, with two (2), one (1) year extensions available, upon mutual agreement of the parties with the Town maintaining the right to cancel this contract at by providing ninety (90) days written notice; and

WHEREAS, when goods procured under a valid County or State contract exceed the mandatory bidding threshold for goods (i.e. \$20,000), a resolution authorizing the purchase must be submitted and approved by the Town Board; and

WHEREAS, funding for Managed Print Services shall be Information Technology Computer Supplies -Toner G/L# 01-99-1680-01-6439-0000 in an amount not to exceed budget; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the purchase of Managed Print Services under the Suffolk County Contract, Number MPS-100113, currently held by Toshiba Business Solutions in an amount not to exceed individual budgets; be it

FURTHER RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute any and all documents necessary to purchase Manage Print Services from Toshiba Business Solutions.

Financial Impact:

The source of funding for this contract shall be Information Technology Computer Supplies - Toner G/L# 01-99-1680-01-6439-0000 in an amount not to exceed budget.

Ü Vote Record - Town Board Resolution RES-2015-62						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-63

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Authorize Supervisor to Execute a Agreement with the Towns of Riverhead, East Hampton, Southold, Shelter Island and the Villages of Southampton, East Hampton, Quogue, Westhampton Beach and Sag Harbor for Mutual Aid and Assistance

WHEREAS, the Town Board of the Town of Southampton recognizes that the safety and well-being of all the residents and visitors to the Town of Southampton is of the utmost importance; and

WHEREAS, while it is not fiscally sound to stock pile equipment or to hire additional

personnel solely for the purpose of assisting in an event of a local disaster, civil disturbance or any other event where it may be necessary to have additional resources available, an agreement between municipal corporations that will allow them to share their resources at such times only when needed provides an opportunity for the Town of Southampton to better serve while limiting the financial impact to only those times of absolute need; and

WHEREAS, pursuant to the Constitution of the State of New York, municipalities are allowed to enter into mutual aid and assistance agreements which may include provisions for the furnishing and exchanging of supplies, equipment, facilities, personnel and services during an emergency or event; and

WHEREAS, the Federal Emergency Management Agency (FEMA) has recognized the important concept of written mutual aid agreements between all levels of government to facilitate reimbursement; and

WHEREAS, the municipalities of Riverhead, East Hampton, Southold, Shelter Island and the Villages of Southampton, East Hampton, Quogue, Westhampton Beach and Sag Harbor wish to join into an agreement along with the Town of Southampton to provide mutual aid and assistance amongst one another; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton authorizes the Supervisor to enter into a Municipal Mutual Aid and Assistance Agreement with the aforementioned municipalities for the purposes of providing mutual aid and assistance in the event of a local disaster, civil disturbance or other event in which additional resources are needed for the Town; be it

FURTHER RESOLVED, that this agreement has been reviewed by Contracts Compliance and that all previous agreements and/or amendments with the Town of Riverhead and Villages of Southampton, East Hampton, Quogue, Westhampton Beach and Sag Harbor for Mutual Aid and Assistance that began in 2004 are hereby cancelled and superseded by executing the aforementioned agreement.

Financial Impact:

NONE

Ü Vote Record - Town Board Resolution RES-2015-63						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-64

Category: Agreements, Contracts, Leases
 Sponsors: Councilman Bradley Bender
 Department: Town Attorney

Authorize the Execution of an Agreement between the Town Board and the Highway Superintendent for Expenditures for the Repair and Improvement of Town Highways

WHEREAS, pursuant to New York State Highway Law §284, a majority of the members of the Town Board of the Town of Southampton and the Superintendent of Highways are required to enter into a written Agreement which sets forth, (i) the amount of monies levied and collected, (ii) the monies received from the state, and (iii) other such monies the Town Board transferred pursuant to Town Law which will be expended for the repair and improvements of highways, (including sluices, culverts and bridges having a span of less than five feet), and which will be expended during the fiscal year for the repair and improvement of Town highways; and

WHEREAS, the monies recited in such Agreement are monies already reflected in the adopted 2015 Highway Budget; and

WHEREAS, the sum of eight hundred forty-two thousand one hundred fifty-nine and 00/100 (\$842,159.00) dollars shall be made available for primary work and general repairs upon Town highways, including sluices, culverts and bridges having a span of less than five (5) feet; and

WHEREAS, the sum of two million nine hundred fifteen thousand four hundred five dollars and 00/100 (\$2,915,405.00) shall be made available for the permanent improvement of Town highways, including road drainage, micropaving, overlay and reconstruction of various roadways in the Highway Districts of Bridgehampton, Noyac, North Sea, Hampton Bays, East Quogue and Westhampton during implementation of the 2015 phase of the Roadway Improvement Program, including project design and management; and

WHEREAS, the Town Board and Superintendent of Highways are desirous of entering into such an Agreement; now therefore, be it

RESOLVED, that, pursuant to New York State Highway Law §284, members of the Town Board of the Town of Southampton are hereby authorized to execute an Agreement with the Superintendent of Highways for the expenditure of funds in the amount of \$842,159.00, to be made available from Highway Department Cost Center 5110 for primary work and general repairs upon Town highways, including sluices, culverts and bridges having a span of less than five (5) feet, and the amount of \$2,915,405.00, to be made available from the Capital Fund for the permanent improvement of Town highways, including road drainage, micropaving, overlay and reconstruction of various roadways in the Highway Districts of Bridgehampton, Noyac, North Sea, Hampton Bays, East Quogue and Westhampton during implementation of the 2015 phase of the Roadway Improvement Program, including project design and program management; and be it further

RESOLVED, that the Superintendent of Highways is authorized to expend such funds for the repair and improvement of Town highways as set forth in the Agreement; and be it further

RESOLVED, that said Agreement may be amended as necessary.

Financial Impact:

Amounts reflected in the 2015 Operating Budget (Cost Center 5110), and the 2015 Capital Budget.

Ü Vote Record - Town Board Resolution RES-2015-64						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-65

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Anna Throne-Holst
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a 2015 Contract Extension with Quogue Sinclair Fuel, Inc. for the Supply of No. 2 Fuel Oil to Town Departments and General Bangston, Inc. for Hourly Service to be Performed

WHEREAS, on April 13 2012, pursuant to Resolution 2013-333, the Town of Southampton entered into contract with Quogue Sinclair Fuel, Inc. for the Supply of No. 2 Fuel Oil to Town Departments; and

WHEREAS, on April 28, 2013, pursuant to Resolution 2013-333, the Town of Southampton entered into contract with General Bangston, Inc. for Hourly Service to Town owned Boilers to be Performed; and

WHEREAS, these contract(s) expired on December 31, 2013, but contain a provision allowing the Town to extend these contract(s) for two (2) additional one (1) year terms; and

WHEREAS, Central Purchasing and Contracts Compliance recommends that these contracts be extended to December 31, 2015, to ensure there is no interruption of services provided; and

WHEREAS, that per the recommendation of Central Purchasing and Contracts Compliance, the amount of these contract extensions shall be in accordance with the amounts provided in the proposals submitted by each company and shall not exceed budget for 2015, without further authorization by the Town Board; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract extension with Quogue Sinclair Fuel, Inc. for the Supply of No. 2 Fuel Oil to Town Departments and General Bangston, Inc. for Hourly Service to be Performed; be it

FURTHER RESOLVED, that this contract extension(s) shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without fully executed contract(s). The source of funding for purchases under the contract will be various Town G/L accounts, in amounts not to exceed the budgeted amounts.

Financial Impact:

The source of funding for purchases under the contract will be various Town G/L accounts, in amounts not to exceed the budgeted amounts.

Ü Vote Record - Town Board Resolution RES-2015-65						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-66

Category: Agreements, Contracts, Leases
Sponsors: Councilman Stan Glinka
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Consulting Contract with H2M Architects, Engineers, Land Surveying, et. al., to Provide On-Call Engineering Services to the Hampton Bays Water District

WHEREAS, the Hampton Bays Water District has utilized the professional On-Call Engineering services provided by H2M Architects, Engineers, Land Surveying, et al, since 2008 and relies heavily on their expertise in this area; and

WHEREAS, a new consulting contract is necessary to continue to utilize the on-call engineering services provided by H2M Architects, Engineers, Land Surveying, et al; and

WHEREAS, the Superintendent of the Water District recommends and has submitted a memo to Central Purchasing and Contracts Compliance indicating the reasons it feels the Hampton Bays Water District is best served by continuing these services, without obtaining comparative pricing; and

WHEREAS, this contract shall be for a term of two (2) years from the date of a fully executed contract and shall also contain a provision allowing the Hampton Bays Water District to extend this contract by formal resolution and extension for one (1) additional, one (1) year term, if doing so is in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton, acting in their capacity as Commissions of the Hampton Bays Water District hereby authorizes the Supervisor to execute a consulting contract with H2M Architects, Engineers, Land Surveying, et al, to Provide On-call engineering services to the Hampton Bays Water District; and be it

FURTHER RESOLVED, that this contract shall be prepared by Contracts Compliance and per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without a fully executed contract. The source of funding for this contract shall be Hampton Bays Water District Operations - Engineering Fees G/L #SW-99-W081-62-6457-0000 in an amount not to exceed \$35,000.00 for the year 2015.

Financial Impact:

The source of funding for this contract shall be Hampton Bays Water District Operations - Engineering Fees G/L #SW-99-W081-62-6457-0000 in an amount not to exceed \$35,000.00 for the year 2015.

Ü Vote Record - Town Board Resolution RES-2015-66						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-67

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Anna Throne-Holst
Department: Central Purchasing and Contracts Compliance

Authorize the Town to Participate and Execute Any and All Documents Necessary to Facilitate Participation in the Environmental Facilities Corporation's Clean Vessel Assistance Program, Operation & Maintenance Project, to Support the Trustee's Pump-Out Boat Program for 2014/2015

WHEREAS, the Southampton Town Trustees operate up to seven (7) marine sewage pump-out boats to discourage the dumping of sewage in local water bodies; and

WHEREAS, this service is offered to boaters free of charge during the peak recreational boating months of May through October; and

WHEREAS, the New York State Environmental Facilities Corporation Clean Vessel Assistance Program, Operations and Maintenance Grant Project offers financial assistance of up to \$5,000 per boat per year; and

WHEREAS, the Town Trustees intend to apply for the maximum funding that the Town is eligible to receive; and

WHEREAS, in order to be eligible for funding support through the program for the calendar year 2015, the Town must submit and execute annual agreement(s) with the Environmental Facilities Corporation; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute any and all documentation necessary for Participation in the Clean Vessel Assistance Program (CVAP O& M) annual agreement with the State for such financial assistance for the aforementioned project, and submit project documentation and otherwise act for the Town Board in all matters related to the project and the Grant Program; be it

FURTHER RESOLVED, that one (1) certified copy of this Resolution shall be prepared and attached to the Application for Funding to support the Town of Southampton's Application for Funding through the Clean Vessel Assistance Program's Operation and Maintenance Project for the 2014/2015 program year; be it

FURTHER RESOLVED, that this Resolution takes effect immediately.

Financial Impact:

If the grant is approved, the Town will be eligible to receive up to \$5,000 per boat in State funding to offset operation costs of the marine pump-out boats.

Ü Vote Record - Town Board Resolution RES-2015-67						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-68

Category: Agreements, Contracts, Leases
Sponsors: Councilman Bradley Bender
Department: Central Purchasing and Contracts Compliance

Award and Authorize Supervisor to Sign Contract with East Coast Mines & Materials to Furnish and Deliver Assorted Aggregates and Soil Materials

WHEREAS, on November 12, 2014, by Resolution No. 2014-1135, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a bid to Furnish and Deliver Assorted Aggregates and Soil Materials; and

WHEREAS, five (5) bids were received, opened and read aloud on December 17, 2014; and

WHEREAS, the bids were reviewed by the Superintendent of Highways and it has been determined that East Coast Mines & Materials is the lowest responsible bidder with the largest number of low prices in accordance with General Municipal Law Section 103; and

WHEREAS, that based on the recommendation of the Superintendent of Highways that the contract should be awarded to East Coast Mines & Materials for Furnish and Deliver Assorted Aggregates and Soil Materials in an amount not to exceed budget; and

WHEREAS, the commencement of the contract shall be upon receipt of a fully executed contract and shall expire one (1) year thereafter, the Town shall have the option to renew this contract for four (4) additional, one (1) year term, if doing so is in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with East Coast Mines & Materials to Furnish and Deliver Assorted Aggregates and Soil Materials, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; be it

FURTHER RESOLVED, the source of funding for this contract shall be Highway Maintenance - Road Repairs G/L# 06-99-5110-06-6449-0000 in an amount not to exceed budget.

Financial Impact:

The source of funding for these contracts shall be Highway Maintenance - Road Repairs G/L# 06-99-5110-06-6449-0000 in an amount not to exceed budget.

Ü Vote Record - Town Board Resolution RES-2015-68						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-69

Category: Agreements, Contracts, Leases
Sponsors: Councilman Bradley Bender
Department: Central Purchasing and Contracts Compliance

Award and Authorize Supervisor to Sign Contract with East Island Asphalt Corp. for Bituminous Concrete & Bituminous Materials

WHEREAS, on December 9, 2014, by Resolution No. 2014-1258, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a bid for Bituminous Concrete & Bituminous Materials; and

WHEREAS, one (1) bid was received, opened and read aloud on December 30, 2014; and

WHEREAS, the bids were reviewed by the Purchasing Agent and the Superintendent of Highways and it has been determined that the prices submitted by the sole bidder, East Island Asphalt Corp. are comparable to industry standards and therefore they are the lowest responsible bidder in accordance with GML 103; and

WHEREAS, that based on the recommendation of the Purchasing Agent and the Superintendent of Highways that the contract should be awarded to East Island Asphalt Corp. for Bituminous Concrete & Bituminous Materials in an amount not to exceed budget; and

WHEREAS, the commencement of the contract shall be upon receipt of a fully executed contract and shall expire one (1) year thereafter, the Town shall have the option to renew this contract for four (4) additional, one (1) year terms, if doing so is in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with East Island Asphalt Corp. for Bituminous Concrete & Bituminous Materials, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; and be it

FURTHER RESOLVED, the source of funding for this contract shall be Highway Maintenance - Road Repairs G/L #06-99-5110-06-6449-0000 in an amount not exceed budget.

Financial Impact:

The source of funding for this contract shall be Highway Maintenance -Road Repairs G/L #06-99-5110-06-6449-0000 in an amount not exceed budget.

Ü Vote Record - Town Board Resolution RES-2015-69					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

Town Board Resolution 2015-70

Category: Agreements, Contracts, Leases
Sponsors: Councilman Bradley Bender
Department: Central Purchasing and Contracts Compliance

Award and Authorize Supervisor to Sign Contract with Essemce Enterprises, Inc. for Renovations at the North Sea Barn

WHEREAS, on October 28, 2014, by Resolution No. 2014-108, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a bid for Salt/Sand Building Repairs; and

WHEREAS, six (6) bids were received, opened and read aloud on November 19, 2014; and

WHEREAS, the bids were reviewed by the Superintendent of Highways and it has been determined that Essemce Enterprises, Inc., is the lowest responsible bidder with the largest number of low prices in accordance with General Municipal Law Section 103; and

WHEREAS, that based on the recommendation of the Superintendent of Highways that the contract should be awarded to Essemce Enterprises, Inc. For Renovations at the North Sea Barn in an amount not to exceed \$249,828.00; and

WHEREAS, the commencement of the contract shall be upon receipt of a fully executed contract and shall expire ninety (90) consecutive days thereafter; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Essemce Enterprises, Inc. for Renovations at the North Sea Barn in an amount not to exceed \$249,828.00, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract. The source of funding for this contract shall be Capital Project Highway Salt Barn Improvements G/L #C6-99-C511-00-6220-0000 in an amount not to exceed \$249,828.00.

Financial Impact:

The source of funding for this contract shall be Capital Project Highway Salt Barn Improvements G/L #C6-99-C511-00-6220-0000 in an amount not to exceed \$249,828.00.

Ü Vote Record - Town Board Resolution RES-2015-70						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-71

Category: Agreements, Contracts, Leases
Sponsors: Councilman Bradley Bender
Department: Central Purchasing and Contracts Compliance

Award and Authorize Supervisor to Sign Contract with Long Island Mason and Concrete Corp. for Repair & Install Sidewalks

WHEREAS, on November 25, 2014, by Resolution No. 2014-1216, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a bid for Repair & Install Sidewalks; and

WHEREAS, eight (8) bids were received, opened and read aloud on December 17, 2014; and

WHEREAS, the bids were reviewed by the Purchasing Agent and the Superintendent of Highways and it has been determined that Long Island Mason and Concrete Corp. is the lowest responsible bidder in accordance with General Municipal Law Section 103; and

WHEREAS, that based on the recommendation of the Purchasing Agent and the Superintendent of Highways that the contract should be awarded to Long Island Mason and Concrete Corp. for Repair & Install Sidewalks in an amount not to exceed budget; and

WHEREAS, the commencement of the contract shall be upon receipt of a fully executed contract and shall expire one (1) year thereafter, the Town shall have the option to renew this contract for four (4) additional, one (1) year terms, if doing so is in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Long Island Mason and Concrete Corp. for Repair & Install Sidewalks, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; be it

FURTHER RESOLVED, the source of funding for this contract shall be 2015 Capital Project Town-wide Sidewalks G/L #C1-99-C614-00-6247-0000 in an amount not to exceed budget.

Financial Impact:

The source of funding for this project shall be 2015 Capital Project Town-wide Sidewalks G/L #C1-99-C614-00-6247-0000 in an amount not to exceed budget.

Ü Vote Record - Town Board Resolution RES-2015-71						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-72

Category: Agreements, Contracts, Leases
Sponsors: Councilman Bender, Councilwoman Fleming
Department: Central Purchasing and Contracts Compliance

Award and Authorize Supervisor to Sign Contract with Spector Manufacturing Inc. for Closed Top Self Contained Ejector Trailer with Hydraulic Roof Opening

WHEREAS, on November 25, 2014, by Resolution No. 2014-1217, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a bid for Closed Top Self Contained Ejector Trailer With Hydraulic Roof Opening; and

WHEREAS, two (2) bids and one (1) no bid were received, opened and read aloud on December 30, 2014; and

WHEREAS, the bids were reviewed by the Purchasing Agent and the Environmental Facilities Manager and it has been determined that Spector Manufacturing Inc. is the lowest responsible bidder in accordance with General Municipal Law Section 103; and

WHEREAS, that based on the recommendation of the Purchasing Agent and the Environmental Facilities Manager that the contract should be awarded to Spector Manufacturing Inc. for Closed Top Self Contained Ejector Trailer With Hydraulic Roof Opening in the amount of \$80,991.00 per trailer for a total of \$161,982.00 for two (2) trailers; and

WHEREAS, the commencement of the contract shall be upon receipt of a fully executed contract and shall expire one (1) year thereafter, the Town shall have the option to renew this contract for four (4) additional, one (1) year terms, if doing so is in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Spector Manufacturing Inc. for Closed Top Self Contained Ejector Trailer With Hydraulic Roof Opening, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; and be it

FURTHER RESOLVED, the source of funding for this contract shall be 2015 Capital Project Waste Management Equipment G/L #C1-99-C517-000-6200-0000 in an amount not to exceed \$161,982.00.

Financial Impact:

The source of funding shall be 2015 Capital Project Waste Management Equipment G/L # C1-99-C517-000-6200-0000 in an amount not to exceed \$161,982.00.

Ü Vote Record - Town Board Resolution RES-2015-72						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-73

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Throne-Holst, Councilwoman Scalera
Department: Central Purchasing and Contracts Compliance

Police Department to Accept Riot Gear from the County of Suffolk through a Homeland Security Grant

WHEREAS, Homeland Security offers an ongoing grant to the County of Suffolk's Police Department that contains equipment to be utilized in the event of a riot; and

WHEREAS, the intent of this grant is to provide equipment to the County of Suffolk, who will then provide the equipment to local law enforcement; and

WHEREAS, this equipment can only be used by individuals in law enforcement and will be provided to the Town Police Department throughout 2015, although once received, the equipment will remain the sole property of the Town; and

WHEREAS, the Town will not expend any funds to receive this equipment as has been approved under this grant to receive this equipment; and

WHEREAS, the equipment shall include but is not limited to body protection and shields; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Town's Police Department to accept equipment and riot gear from the County of Suffolk Police Department over the course of 2015 through an ongoing Homeland Security Grant to be used in the event of a riot; be it

FURTHER RESOLVED, that there is no financial impact for receiving this equipment.

Financial Impact:

NONE

Ü Vote Record - Town Board Resolution RES-2015-73						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-74

Category: Bidding
Sponsors: Councilman Bradley Bender
Department: Central Purchasing and Contracts Compliance

2015 Notice to Bidders Requirements Contract for Drainage Construction East of the Shinnecock Canal or West of the Shinnecock Canal

RESOLVED, as per the request of the Highway Superintendent, that the Town Clerk be and hereby is authorized to advertise for public bid as per the following:

NOTICE TO BIDDERS

TAKE NOTICE, that sealed bids will be received by the Town Clerk, Southampton Town Hall, on February 4, 2015 at 2:00 p.m., prevailing time, when they will be publicly opened and read aloud for:

REQUIREMENTS CONTRACT FOR DRAINAGE CONSTRUCTION EAST OF THE SHINNECOCK CANAL OR WEST OF THE SHINNECOCK CANAL

Specifications are available beginning on Thursday, January 22, 2015 at 8:30 a.m. online at <http://bids.southamptontownny.gov/Default.aspx> or in person at the Town Clerk's Office, 116 Hampton Road, Southampton between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, (except Holidays). These specifications have met with the approval of Central Purchasing and Contracts Compliance.

Bidders interested in this project are REQUIRED to visit www.labor.ny.gov, (home page), go to Govt. & Research, Public Work, Overview, Left side of page-prevailing wage schedules & updates, access Previously Requested Schedule, Wage Rate Schedule Online, then enter the PRC# 2015000161 to view the original prevailing wage schedule. Employees under this title must be paid the wage rate(s) indicated on this schedule. The winning vendor(s) will be provided an original wage schedule with their contract.

Each bidder must provide with its bid a certified check equal to Ten Thousand Dollars (\$10,000.00) payable to the order of the Town of Southampton, or a bond with sufficient sureties, acceptable to the Town of Southampton in a sum equal to Ten Thousand Dollars (\$10,000.00). All checks or bonds shall be returned except to the successful bidder, whose security shall be held until contract security is provided, according to the requirements set forth in the bid package.

Each proposal must be submitted in a sealed envelope clearly marked "**REQUIREMENTS CONTRACT FOR DRAINAGE CONSTRUCTION EAST OF THE SHINNECOCK CANAL OR WEST OF THE SHINNECOCK CANAL.**" Bidders must comply with all Federal, State, and local laws.

The Town Board of the Town of Southampton reserves the right to waive any informalities in bids received, and/or reject any or all bids.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

The source of funding for this contract shall be 2015 Capital Project Townwide Drainage Improvements, G/L C6-99-C612-00-6246-0000 in an amount not to exceed budget

Vote Record - Town Board Resolution RES-2015-74						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-75

Category: Bidding
Sponsors: Councilman Bradley Bender
Department: Central Purchasing and Contracts Compliance

2015 Notice to Bidders Requirements Contract for Pavement Repair

RESOLVED, as per the request of the Highway Superintendent, that the Town Clerk be and hereby is authorized to advertise for public bid as per the following:

NOTICE TO BIDDERS

TAKE NOTICE, that sealed bids will be received by the Town Clerk, Southampton Town Hall, on February 4, 2015 at 2:00 p.m., prevailing time, when they will be publicly opened and read aloud for:

REQUIREMENTS CONTRACT FOR PAVEMENT REPAIR

Specifications are available beginning on Thursday, January 22, 2015 at 8:30 a.m. online at <http://bids.southamptontownny.gov/Default.aspx> or in person at the Town Clerk's Office, 116 Hampton Road, Southampton between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, (except Holidays). These specifications have met with the approval of Central Purchasing and Contracts Compliance.

Bidders interested in this project are REQUIRED to visit www.labor.ny.gov, (home page), go to Govt. & Research, Public Work, Overview, Left side of page-prevailing wage schedules & updates, access Previously Requested Schedule, Wage Rate Schedule Online, then enter the PRC# 2015000162 to view the original prevailing

wage schedule. Employees under this title must be paid the wage rate(s) indicated on this schedule. The winning vendor(s) will be provided an original wage schedule with their contract.

A Each bidder must provide with its bid a certified check equal to Ten Thousand Dollars (\$10,000.00) payable to the order of the Town of Southampton, or a bond with sufficient sureties, acceptable to the Town of Southampton, in a sum equal to Ten Thousand Dollars (\$10,000.00). All checks or bonds shall be returned except to the successful bidder, whose security shall be held until contract security is provided, according to the requirements set forth in the bid package.

Each proposal must be submitted in a sealed envelope clearly marked " **REQUIREMENTS CONTRACT FOR PAVEMENT REPAIR.**" Bidders must comply with all Federal, State, and local laws.

The Town Board of the Town of Southampton reserves the right to waive any informalities in bids received, and/or reject any or all bids.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

The source of funding for this contract shall be Highway Maintenance - Road Repairs G/L #06-99-5110-06-6449-0000 in an amount not to exceed budget.

ü Vote Record - Town Board Resolution RES-2015-75						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-76

Category: Budget & Finance
Sponsors: Supervisor Anna Throne-Holst
Department: Comptroller

Amend 2014 Adopted Budget for Year End Salary Expenses

RESOLVED, the Town Board of the Town of Southampton hereby amends the 2014 Adopted Budget for year end salary expenses, as outlined in the chart below; and be it further

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Description	Account Number	Increase	Decrease
Court Officers Salaries	01-99-3160-01-6100-0000	337.00	
Court Officers Medical	01-99-3160-01-6860-0000		337.00

Animal Control Salaries	01-99-3511-01-6100-0000	45.00	
Animal Control Accrued Time	01-99-3511-01-6103-0000		45.00
Information Technology Salaries	01-99-1680-01-6100-0000	44.00	
Information Technology Medical	01-99-1680-01-6860-0000		44.00
GIS Salaries	01-99-1682-01-6100-0000	16.00	
GIS Medical	01-99-1682-01-6860-0000		16.00
General Services Salaries	01-99-1610-01-6100-0000	12.00	
General Services Medical	01-99-1610-01-6860-0000		12.00
Central Garage Salaries	01-99-1640-01-6100-0000	8.00	
Central Garage Longevity	01-99-1640-01-6110-0000		8.00
Youth Bureau Salaries	01-99-6119-01-6100-0000	8.00	
Youth Bureau Medical	01-99-6119-01-6860-0000		8.00
Appraisal Systems Salaries	01-99-1688-01-6100-0000	8.00	
Appraisal Systems Medical	01-99-1688-01-6860-0000		8.00
Environment Division Salaries	22-99-8090-22-6100-0000	3.00	
Environment Division Medical	22-99-8090-22-6860-0000		3.00
Highway Admin Salaries	01-99-5010-01-6100-0000	1.00	
Highway Admin Medical	01-99-5010-01-6860-0000		1.00
Transportation Salaries	01-99-3310-01-6110-0000	1.00	
Transportation Medical	01-99-3310-01-6860-0000		1.00
Community Services Salaries	01-99-6010-01-6100-0000	1.00	
Community Services Medical	01-99-6010-01-6860-0000		1.00

Financial Impact:

Net financial impact is none.

Ü Vote Record - Town Board Resolution RES-2015-76						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-77

Category: Legal Actions
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Authorize the Town Attorney to Reimburse NYMIR Deductibles for Claims Paid in 2014

BE IT RESOLVED, that the Town Attorney's Office is hereby authorized to reimburse New York Municipal Reciprocal Insurance Company in the amount of \$14,641.91 pursuant to the deductible per occurrence as stated in the Town's policy of settlement of the following eleven claims where liability was adverse to the Town:

Claimant	Amount
Cheryl Innocente	\$1,431.16
Michele Spellman	\$2,863.86
Jorge Herrera	\$1,479.52
Janet Allen	\$1,163.80
Kenneth Budd	\$2,163.00
Nathaniel Roach	\$1,475.94
L Escante-Perez	\$1,528.76
Tracy Pfeifer	\$1,700.00
Eileen Connolly	\$152.41
Patricia Gwinn	\$683.46

The source of funding shall be Town Attorney - Judgments and Claims Account G/L #01-99-1420-01-6498-0003.

Financial Impact:

The source of funding shall be Town Attorney - Judgements & Claims G/L #01-99-1420-01-6498-0003 in the amount of \$14,641.91

Ü Vote Record - Town Board Resolution RES-2015-77						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-78

Category: Legal Actions
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Authorize Continuation of Legal Services by Devitt, Spellman & Barrett, Esqs. for 2015

BE IT HEREBY RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the continuation of legal services by Devitt, Spellman & Barrett, Esqs., of counsel to the Town Attorney, in the amount not to exceed \$200,000.00. The source of funding shall

be Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000.

Financial Impact:

The source of funding shall be Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000 in an amount not to exceed \$200,000.00.

Ü Vote Record - Town Board Resolution RES-2015-78						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-79

Category: Legal Actions
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Authorize Continuation of Legal Services by Nixon Peabody, LLP for 2015

BE IT HEREBY RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the continuation of legal services by Nixon Peabody, LLP, of counsel to the Town Attorney, in the amount not to exceed \$5,000.00. The source of funding shall be Town Attorney Legal Fees, G/L #01-99-1420-01-6430-0000.

Financial Impact:

The source of funding shall be Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000 in the amount not to exceed \$5,000.00.

Ü Vote Record - Town Board Resolution RES-2015-79						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-80

Category: Legal Actions
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Authorize the Continuation of Legal Services by Steven Leventhal, Esq. for Ethics Matters for 2015

BE IT HEREBY RESOLVED, that Steven Leventhal, Esq. is hereby retained as special counsel to assist the Town of Southampton in ethics matters at an hourly rate of \$225.00, not to exceed \$7,000.00. The source of funding shall be Town Attorney - Legal Fees G/L No. 01-99-1420-01-6430-0000.

Financial Impact:

The source of funding shall be Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000 in the amount not to exceed \$7,000.00.

Ü Vote Record - Town Board Resolution RES-2015-80						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-81

Category: Legal Actions
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Authorize the Continuation of Legal Services by Vincent Toomey, Esq. for 2015

BE IT HEREBY RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the continuation of legal services by Vincent Toomey, Esq., of counsel to the Town Attorney, at an hourly rate of \$195.00 for Partner time, \$165.00 for Associates time, \$90.00 for Paralegal time, in an amount not to exceed \$50,000.00. The source of the funding shall be Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000.

Financial Impact:

The source of the funding shall be Town Attorney Legal Fees, G/L No. 01-99-1420-01-6430-0000 in the amount not to exceed \$50,000.00.

Ü Vote Record - Town Board Resolution RES-2015-81						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-82

Category: Legal Actions
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Authorizing Continuation of Legal Services by Cahn & Cahn, LLP for 2015

BE IT HEREBY RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the continuation of legal services by Cahn & Cahn, LLP of counsel to the Town Attorney, in the amount not to exceed \$10,000.00. The source of funding shall be Town Attorney Legal Fees, G/L No. 01-99-1420-01-6430-0000.

Financial Impact:

The source of funding shall be Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000 in the amount not to exceed \$10,000.00.

Ü Vote Record - Town Board Resolution RES-2015-82						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-83

Category: Legal Actions
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Continuation of Legal Services by Jaspan Schlesinger, LLP for 2015

BE IT HEREBY RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the continuation of legal services by Jaspan Schlesinger, LLP, of counsel to the Town Attorney, in the amount not to exceed \$10,000.00. The source of funding shall be Town Attorney Legal Fees, G/L No. 01-99-1420-01-6430-0000.

Financial Impact:

The source of funding shall be Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000 in the amount not to exceed \$10,000.00.

Ü Vote Record - Town Board Resolution RES-2015-83						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-84

Category: Legal Actions
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Continuation of Legal Services by Stephen O'Brien, Esq. for 2015

BE IT HERBY RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the continuation of legal services by Stephen O'Brien, Esq., of counsel to the Town Attorney. In regard to Long Island Power Authority v. Town of Southampton filed in Supreme Court Suffolk County Index No. 20909/13, at an hourly rate of \$250 per hour, not to exceed \$15,000.00. The source of funding shall be Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000.

Financial Impact:

The source of funding is Town Attorney - Legal Fees G/L No. 01-99-1420-01-6430-0000 in an amount not to exceed \$15,000.00

Ü Vote Record - Town Board Resolution RES-2015-84						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-85

Category: Legal Actions
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

**Continuation of Legal Services by Law Offices of Beveridge & Diamond, P.C. for
2015**

BE IT HEREBY RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the legal services by the Law Offices Beveridge & Diamond, P.C., of counsel to the Town Attorney, in an amount not to exceed \$3,000.00. The source of the funding shall be Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000.

Financial Impact:

The source of funding shall be Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000 in the amount not to exceed \$ 3,000.00.

Ü Vote Record - Town Board Resolution RES-2015-85						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-86

Category: Local Laws
Sponsors: Councilman Glinka, Councilwoman Scalera
Department: Town Attorney

Resolution of Adoption Amending Chapter 298 (Taxation) by Adding a New Article XVII (Hospitality Business Investment Tax Exemption) Providing an Exemption for Construction or Improvements to Real Property Engaged In Hospitality Business Activity

WHEREAS, the Town Board is considering amending Chapter 298 (Taxation) of the Town Code of the Town of Southampton by adding a new Article XVII (Hospitality Business Investment Tax Exemption) providing an exemption for construction or improvements to

real property initiated on or after January 1, 2015 for the purpose of Hospitality Business Activity; and

WHEREAS, a public hearing was held on January 13, 2015, at which time all persons either for or against the enactment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that the proposed amendment to Chapter 298 of the Town Code of Southampton is a "Type II Action" under the provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code and that no further review under New York State Environmental Conservation Law, Article 8, is necessary; now, therefore, be it

RESOLVED, that Local Law No. ____ of 2015 is hereby adopted as follows:

LOCAL LAW NO. ____ OF 2015

A LOCAL LAW amending Chapter 298 (Taxation) of the Town Code of the Town of Southampton by adding a new Article XVII (Hospitality Business Investment Tax Exemption) providing an exemption for construction or improvements to real property initiated on or after January 1, 2015 for the purpose of Hospitality Business Activity.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

Unlike the neighboring Towns of Riverhead, Brookhaven and East Hampton, Southampton has a short supply of suitable hotels, motels and similar hospitality related businesses. This short supply can be blamed on a variety of factors including an over-reliance on private, sometimes illegal, home rentals and the aging, outdated condition of exiting commercial hospitality establishments. If Southampton is to accommodate its thriving, growing tourism industry it must expand and improve its supply of hospitality enterprises, including hotels and motels that cater to transient guests. Through use of this tax exemption, Southampton hopes to attract professionals affiliated with the Hospitality Industry to both update and construct transient guest accommodations. Such enterprise would help fill the Town's void with respect to these establishments and attract new and greater sources of revenue.

SECTION 2. Amendment.

Chapter 298 (Taxation) of the Southampton Town Code is hereby amended by adding the underlined words in a new Article XVII (Hospitality Business Investment Tax Exemption) as follows:

ARTICLE XVII. Hospitality Business Investment Tax Exemption.

§298-48. Purpose.

The purpose of this article is to provide tax relief to those property owners who construct, reconstruct or expand structures on their property provided said property is used primarily for hospitality business activity.

§298-49. Exemption Granted.

Construction of improvements to real property for purposes of hospitality business activity shall be exempt from taxation to the extent provided by this local law.

§298-50. Extent of Exemption.

Such real property shall be exempt for a period of one year to the extent of fifty per centum of the increase in assessed value thereof attributable to such construction, alteration, installation or improvement and for an additional period of nine years provided, however, that the extent of such exemption shall be decreased by five per centum each year during such additional period of nine years and such exemption shall be computed with respect to the "exemption base". The exemption base shall be the increase in assessed value as determined in the initial year of such ten year period following the filing of an original application. The following table shall illustrate the computation of the tax exemption:

Hospitality Business Investment Tax Exemption

<u>Year</u>	<u>Exemption</u>
<u>1</u>	<u>50%</u>
<u>2</u>	<u>45%</u>
<u>3</u>	<u>40%</u>
<u>4</u>	<u>35%</u>
<u>5</u>	<u>30%</u>
<u>6</u>	<u>25%</u>
<u>7</u>	<u>20%</u>
<u>8</u>	<u>15%</u>
<u>9</u>	<u>10%</u>
<u>10</u>	<u>5%</u>

§298-41. Requirements.

A. No such exemption shall be granted unless: (a) such construction of improvements was commenced on or after the first day of January, two thousand fifteen; (b) the cost of such construction, alteration, installation or improvement exceeds the sum of one hundred thousand dollars; and (c) such construction, alteration, installation or improvement is completed as may be evidenced by a certificate of occupancy or other appropriate documentation as provided by the owner. For the purposes of this chapter, the terms construction, alteration and improvement shall not include ordinary maintenance and repairs.

B. Such exemption shall only be granted upon application by the owner of such real property on a form prescribed by the New York State Commissioner of Taxation and Finance. Such application shall be filed with the Southampton Town Tax Assessor on or before the taxable status date of the Town within one year from the date of completion of such construction, alteration, installation or improvement. If the Assessor is satisfied that the applicant is entitled to an exemption pursuant to this section, he or she shall approve the application and such real property shall thereafter be exempt from taxation as provided in this article commencing with the assessment roll prepared after the taxable status date. The assessed value of any exemption granted pursuant to this section shall be entered by the Assessor on the assessment roll with the taxable property, with the amount of the exemption shown in a separate column.

C. The provisions of this act shall only apply to real property within the Town of Southampton used primarily for hospitality business activity. For the purposes of this section, "hospitality business activity" shall mean the commercial furnishing of accommodations to overnight transient guests, including hotels, motels, and bed and breakfasts but excluding private homes being rented pursuant to a Town Rental permit. A

transient guest shall be defined as one whose stay on such property is daily or weekly, but not to exceed 31 days in any calendar year.

D. In the event the real property granted an exemption pursuant to this section ceases to be used primarily for the eligible purposes. The exemption granted pursuant to this section shall cease.

SECTION 3. Authority.

The Town Board may amend Chapter 298 of the Southampton Town Code pursuant to Section 470 of the New York State Real Property Tax Law.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that, after a public hearing was held by the Town Board of the Town of Southampton on January 13, 2015, the Town Board, at their meeting of January 13, 2015, adopted LOCAL LAW NO. OF 2015 as follows: "A LOCAL LAW amending Chapter 298 (Taxation) of the Town Code of the Town of Southampton by adding a new Article XVII (Hospitality Business Investment Tax Exemption) providing an exemption for construction or improvements to real property initiated on or after January 1, 2015 for the purpose of Hospitality Business Activity."

Summary of Proposed Law

This legislation is intended to provide property tax exemptions for new construction or improvements made to properties engaged in hospitality business activities, such as hotels, motels and bed and breakfasts. Through use of this tax exemption, Southampton hopes to attract professionals affiliated with the Hospitality Industry to both update and construct high quality temporary guest accommodations. Such enterprise would help fill the Town's void with respect to these establishments and attract new and greater sources of revenue.

Copies of the local law, sponsored by Councilman Stan Glinka and Councilwoman Christine Preston-Scalera, are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-86						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-87

Category: Local Laws
Sponsors: Supervisor Throne-Holst, Councilwoman Scalera
Department: Town Attorney

Resolution of Adoption Amending Chapter 85 (Alarm Billing) Section 85-4 (False alarm; charges) in Order to Increase the Efficiency of the Appeal Process

WHEREAS, the Town Board is considering Amending Chapter 85 (Alarm Billing) Section 85-4 (False alarm; charges) in order to streamline the false alarm appeal process by increasing the authority of the Comptroller and expanding the discretion of the Public Safety Commission; and

WHEREAS, a public hearing was held on January 13, 2015, at which time all persons either for or against the enactment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that the proposed amendment to Chapter 85 of the Town Code of Southampton is a "Type II Action" under the provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code and that no further review under New York State Environmental Conservation Law, Article 8, is necessary; now, therefore, be it

RESOLVED, that Local Law No. of 2015 is hereby adopted as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Chapter 85 of the Code of the Town of Southampton to streamline the false alarm appeal process by increasing the review authority of the Comptroller and expanding the discretion of the Public Safety Commission.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

Southampton Town's emergency service providers have kept this community safe and secure for decades. Their tireless efforts, often without pay, contribute to the allure of this community and ensure that Southampton remains an amazing place to live, work and raise a family. Emergency workers are unquestionably a vital and scarce resource and, like all such resources, are in high demand. Accordingly, it is eminently important that our service providers only be dispatched to where they are needed. Should an alarm system unnecessarily summon an emergency worker to someone's home the town faces great costs

both in the expense of the deployment and the availability of our emergency provisions. For this reason, the Town Code outlines fines associated with false alarms. These fines, which escalate depending on the number of false alarms, are subject to appeal since we understand that under certain circumstances, the offending property owner should not be held responsible. These appeals must be efficient and streamlined so as to place little strain on Town resources and to ensure the convenience of those who are undertaking the process. The amendments provide for greater administrative authority on the part of the Comptroller to expedite the reconsideration of a fine, call for additional surcharges should a delinquent fine be placed on a tax bill and clarify the authority of the Public Safety Commission with respect to false alarm billing history.

SECTION 2. Amendment.

Section 85-4 of the Southampton Town Code is hereby amended by deleting the stricken words and adding the underlined words as follows:

Section 85-4. (False alarms; charges).

G. An invoice for the fee associated with each false alarm, as described above, shall be generated by the Town. For each fee that goes unpaid after 45 days of the invoice date, a late fee, as established by resolution of the Town Board, shall be added to the original fee. Any invoice with an associated late charge that has been unpaid for at least 60 days on November 1 of that year shall be automatically included as a lien on the tax bill of the property on which the false alarm occurred. There shall be an administrative surcharge of \$50 added to the invoice should such lien be required.

~~H. Any owner or lessee who has a false alarm occur on his or her property may appeal such determination to the Public Safety Commission within 30 days of the invoice date, as described above, by filing a written request with the Town Clerk, setting forth the basis for such appeal and by paying the applicable appeal fee, as established by resolution of the Town Board, which may be refunded at the discretion of the Public Safety Commission. A hearing shall be held by the Public Safety Commission within a reasonable time after the Town Clerk's receipt of the written appeal. The decision of the Public Safety Commission shall be final.~~

H. Any owner or lessee who has a false alarm occur on his or her property may request the Office of the Town Comptroller to re-consider the invoice or a portion thereof within 30 days of the invoice date, as described above, by filing a written request with the Town Comptroller, setting forth the basis for such request. The Town Comptroller shall have 30 days from the receipt of such request to render a decision with respect to the request for reconsideration. Said decision may include a reduction in fine amount or a dismissal of the charges provided such relief does not conflict with the terms of this chapter. If the Comptroller fails to respond within the 30 day period it shall be deemed a denial of the request to reconsider. The property owner may appeal any denial and/or decision of the Comptroller on a request to reconsider to the Public Safety Commission by filing a written request with the Town Comptroller and paying the applicable appeal fee, as established by resolution of the Town Board, which may be refunded at the discretion of the Public Safety Commission. A hearing shall be held by the Public Safety Commission within a reasonable time after the Town Comptroller's receipt of the written appeal. The decision of the Public Safety Commission shall be final. The Public Safety Commission shall have sole authority to expunge all or a portion of a property owner's False Alarm History.

SECTION 3. Authority.

The proposed Local Law is enacted pursuant to General Municipal Law §806, as well as Municipal Home Rule Law §10(1)(ii)(a)(1).

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that, after a public hearing was held by the Town Board of the Town of Southampton on January 13, 2015, the Town Board, at their meeting of January 13, 2015, adopted LOCAL LAW NO. OF 2015 as follows: "A LOCAL LAW Amending Chapter 85 of the Southampton Town Code in order to streamline the false alarm appeal process by increasing the review authority of the Comptroller and expanding the discretion of the Public Safety Commission."

Summary of Proposed Law

This is a proposed local law to permit the Comptroller to administratively grant requests to reconsider false alarm fees thereby eliminating the need for such request to be heard by the Public Safety Commission. It further expands and clarifies the authority of the Public Safety Commission with respect to expunging an property owner's false alarm history and calls for a \$50 administrative surcharge should the alarm bill be placed on a an individual's tax bill as permitted by the Southampton Town Code.

Copies of the proposed local law, sponsored by Supervisor Throne-Holst and Councilwoman Scalera are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-87						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-88

Category: Local Laws
Sponsors: Councilman Stan Glinka
Department: Town Attorney

Resolution of Adoption Amending Town Code Chapter 330, Article XVII (Special Exception Uses) Adding a New Section 330-162.20 (Accessory Vending Vehicles to a Restaurant)

WHEREAS, the Town Board is considering Amending Town Code Chapter 330 (Zoning) creating a new Section 330-162.20 (Accessory Vending Vehicle's to a Restaurant) to enable mobile food vending vehicles to be accessory to a restaurant use; and

WHEREAS, a public hearing was held on January 13, 2015, at which time all persons either for or against the enactment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that the proposed amendment to Chapter 330-162.20 of the Town Code of Southampton is a "Type II Action" under the provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code and that no further review under New York State Environmental Conservation Law, Article 8, is necessary; now, therefore, be it

RESOLVED, that Local Law No. of 2015 is hereby adopted as follows:

LOCAL LAW NO. OF 2015

"A LOCAL LAW Amending Town Code Chapter 330 (Zoning) creating a new Section 330-162.20 (Accessory Vending Vehicle's to a Restaurant) to enable mobile food vending vehicles to be accessory to a restaurant use."

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

Section 1. Legislative Intent.

The Town Board of the Town of Southampton recognizes the important role that small businesses play in our community. As an important member of our business community, restaurants provide a vital service to our Town by employing many of our friends and family, serving as a key member of our tourism industry and catering to our residents. It is important to the Town that restaurants be able to explore new and creative ways of providing their service in order to ensure optimum levels of success. Throughout the county, food trucks are a preferred choice of business owners and consumers alike, and have become sources of high quality, affordable food. Many restaurants have turned to food trucks to limit costs, increase efficiency and expand their ability to reach the consumer. In

line with this evolving business model, the Town of Southampton seeks to permit local restaurateurs to utilize food trucks as part of their overall business strategy. This Local Law permits food trucks to operate on private premises as an accessory, special exception use to existing restaurants. Through this amendment, the Town Board hopes to encourage growth in our important food service industry while providing our residents with more convenient, cost-effective food options.

Section 2. Amendment.

Southampton Town Code Chapter 330 (Zoning) is hereby amended by creating a new section 330-162.20 (Accessory Vending Vehicles to a Restaurant) and adding the underlined words as follows:

Section 330-162.20. Accessory Vending Vehicles to a Restaurant.

- A. An accessory vending vehicle shall be defined as a motorized, self-propelled, mobile vehicle in which food items are able to be substantially prepared and sold to the general public. An accessory vending vehicle must be licensed to operate under the same name as the primary restaurant use.
- B. An accessory vending vehicle, as an accessory use to an existing or new restaurant, shall be subject to site plan review; however, if the primary use restaurant is operating pursuant to a valid, approved site plan such application for special exception shall be subject only to the following:
 - (1) Administrative site plan review procedures as outlined in §330-183.2 and §330-183.3 and conformity with Chapter 330, Article XXII (Signs) conformance with sign regulations; and
 - (2) An exemption from the requirements of §330-121(B) and the Town Planning and Development Administrator may, at his discretion, assume all authority granted to the Planning Board in §330-120 through §330-123 of this code with respect to an application for this use.
- C. An accessory vending vehicle shall attain all required licenses and permits associated with the nature of their accessory vending vehicles. This includes, but is not limited to, Suffolk County Department of Health Services, Business certificates, and/or Southampton Peddler's license, as may be applicable. Except where any other law or ordinance or regulation imposes a greater restriction, such law, ordinance or regulation shall control.
- D. All accessory vending vehicles shall be in compliance with the provisions of §§330-76 and 330-78.
- E. All accessory vending vehicles must be parked in the parking lot of the restaurant to which it is an accessory use in a location so as it does not impede safe motor vehicle and pedestrian circulation.
- F. When not in operation, the accessory vending vehicle is to be stored in a designated truck stall located to the rear of the parking lot so as not to be seen as from the public right of way to the maximum extent possible. The designated truck stall shall be a minimum of 12'x25'.
- G. The accessory vending vehicle shall only operate when the primary restaurant is not

open to the public.

- H. Accessory vending vehicles are required to pick up, remove and dispose of all trash or refuse which consists of materials originally dispensed from the truck and to provide a litter receptacle which is clearly marked with a sign requesting its use by patrons.
- I. Temporary outside seating accommodating no more than 16 individuals shall be permitted so long as it does not impede safe motor vehicle and pedestrian operation, and is removed when the accessory vending vehicle is not operating, unless the outdoor seating is approved as part of the principle restaurant use.
- J. Accessory vending vehicles may not play amplified music from the truck.
- K. No additional permanent outdoor lighting shall be permitted associated with the accessory vending vehicle, except as provided in approved outdoor lighting of the primary use restaurant, in conformance with Article XXIX of the Town Code.
- L. All mechanical equipment, utilities, and other support facilities such as LP tanks, transformers, condensers, heating, ventilating and air conditioner units, etc., shall be self contained within the accessory food vending vehicle however no restrictions contained herein shall prevent a mobile food vending vehicle from obtaining electrical power from an on-site power source outside of the truck provided such power source and electrical connection(s) complies with all applicable law.
- M. No alcoholic beverages shall be sold and/or distributed in any manner associated with the actual operation of an Accessory Vending Vehicle.

SECTION 3. Authority.

The proposed Local Law is enacted pursuant to General Municipal Law §806, as well as Municipal Home Rule Law §10(1)(ii)(a)(1).

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State pursuant to the Municipal Home Rule Law.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that, after a public hearing was held by the Town Board of the Town of Southampton on January 13, 2015, the Town Board, at their meeting of January 13, 2015, adopted LOCAL LAW NO. OF 2015 as follows: "A LOCAL LAW amending Town Code Chapter 330 (Zoning) creating a new Section 330-162.20 (Accessory Vending Vehicle's to a Restaurant) to enable mobile food vending vehicles to be accessory to a

restaurant use."

Summary of Proposed Law

This Local Law permits food trucks to operate on private premises as a use accessory, special exception use to existing restaurants, provided the use of the food trucks meets specific standards. Through this amendment, the Town Board hopes to encourage growth in our important food service industry while providing our residents with more convenient, cost-effective food options.

Copies of the proposed law, sponsored by Councilman Stan Glinka, are on file in the Town Clerk's office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-88						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-89

Category: SEQRA
Sponsors: Supervisor Anna Throne-Holst
Department: Long Range Planning

Adopt Negative Declaration for Purposes of SEQRA In Connection with the Adoption of the County Road 39 Corridor Land Use Plan

WHEREAS, County Road 39 (CR39) is the major east-west thoroughfare through the Town of Southampton, and the gateway into the Town east of the Shinnecock Canal; and

WHEREAS, the objective of the County Road 39 Corridor Land Use Plan is to ensure that CR39 and surroundings embody the vision of a gateway corridor with commercial concentrations instead of commercial sprawl, managed access to and from the roadway, and visual upgrades for the entire County Road 39 Corridor as recommended by the 1999 Comprehensive Plan Update which states the objective is to make the highway business areas productive, attractive, and consistent with the Town's resort image; and

WHEREAS, the resulting study currently under the Town Board's consideration examines the existing conditions of the roadway and adjacent areas in order to develop recommendations to guide future growth, economic development and environmental protection in a manner that protects and enhances community character; and

WHEREAS, the adoption of the County Road 39 Corridor Land Use Plan as an amendment to

the Town's Comprehensive Plan has been identified as a Type I Action pursuant to 6 NYCRR State Environmental Quality Review Act (SEQRA) Part 617.4 (b)(1); and

WHEREAS, the Suffolk County Department of Public Works (SCDPW) has been identified as an Involved Agency; and Suffolk County Planning Commission as an Interested Agency; and

WHEREAS, on November 12, 2014 by Resolution 2014-1157 the Town Board commenced SEQRA and coordinated with the SCDPW for the purposes of determining Lead Agency for SEQRA review; and

WHEREAS, by letter dated December 10, 2014 the Suffolk County Department of Public Works indicated that they had no objection to the Town Board acting as Lead agency; and

WHEREAS, accordingly the Town Board assumes Lead Agency; and

WHEREAS, as Lead Agency the Town Board has conducted a review of the information contained in the Environmental Assessment Form Parts I & II and Negative Declaration Form prepared by the Department of Land Management; and

WHEREAS, the magnitude and importance of potential impacts have been considered by the Town Board; and

WHEREAS, adoption of the County Road 39 Corridor Land Use Plan as an amendment to the Comprehensive Plan is not expected to result in any large and important impacts, and therefore will not have a significant adverse impacts on the environment; now therefore be it

RESOLVED, that the Town Board hereby adopts a Negative Declaration pursuant to the State Environmental Quality Review Act and Chapter 157 of the Town Code; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of the determination of significance (negative declaration) dated January 7, 2015 to the Suffolk County Department of Public Works and Suffolk County Planning Commission; and be it further

RESOLVED, that the Town Clerk shall cause said determination of significance to be filed in the Environmental Notice Bulletin (ENB) pursuant to SEQRA (6 NYCRR) Section 617.12.

Financial Impact:

None

Vote Record - Town Board Resolution RES-2015-89						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-90

Category: Miscellaneous
Sponsors: Supervisor Anna Throne-Holst
Department: Long Range Planning

Notice of Adoption of the County Road 39 Corridor Land Use Plan

WHEREAS, County Road 39 (CR39) is the major east-west thoroughfare through the Town of Southampton, and the gateway into the Town east of the Shinnecock Canal; and

WHEREAS, in an effort to alleviate severe traffic congestion, beginning in 2007 the Suffolk County Department of Public Works (SCDPW) widened CR39 within the existing right-of-way to provide two travel lanes in each direction with a two-way center left turn lane between Sunrise Highway and North Sea Road and later completed a second project to widen and resurface CR39 from North Sea Road to Montauk Highway to provide two eastbound lanes, one westbound lane and a center two way left turn lane; and

WHEREAS, the roadway expansion and the existence of several large and underutilized tracts of land were recognized as being a potential catalyst for spurring new development and this along with existing opportunities for area improvements prompted a closer look at the opportunities and obstacles occurring; and

WHEREAS, in order to prepare for and respond to any future land uses along and within the Corridor Study Area, the Town Board sought the preparation of a CR39 Land Use Planning Study that includes Design Guidelines and an Access Management Plan (collectively "The Study"); and

WHEREAS, by Resolution 2008-1115, the Town Board enacted a County Road 39 Corridor Moratorium (Chapter 318) to allow for the temporary halt of development while the Study got underway; and

WHEREAS, the objective of the Study is to ensure that CR39 and surroundings embody the vision of a gateway corridor with commercial concentrations instead of commercial sprawl, managed access to and from the roadway, and visual upgrades for the entire County Road 39 Corridor as recommended by the 1999 Comprehensive Plan Update which states "the objective is to make the highway business areas productive, attractive, and consistent with the Town's resort image"; and

WHEREAS, the resulting study prepared for the Town Board's consideration examines the existing conditions of the roadway and adjacent areas in order to develop recommendations to guide future growth, economic development and environmental protection in a manner that protects and enhances community character; and

WHEREAS, the Town Board held public hearings on the draft plan on September 23, 2014, October 14, 2014, November 12, 2014 and December 9, 2014 whereby the hearing was closed and subsequently provided a written comment period for 10 days until December 19, 2014; and

WHEREAS, the Corridor Land Use Plan was revised throughout the public hearing process to address the issues and concerns identified; and

WHEREAS, pursuant to New York State General Municipal Law Section 239-I, the Suffolk County Planning Commission, after due study and deliberation approved and adopted a

Staff report indicating that the plan "is a well-conceived and developed template for restoring the corridors low trip generating uses, commercial appeal and visual aesthetic as the "gateway" to the Hamptons and South Fork" and commended the Town for completing this part of the planning for this County Roadway corridor; and

WHEREAS, the County also provided additional recommendations for the Town to consider in site plan procedures; and

WHEREAS, by resolution dated November 20, 2014 the Planning Board provided comments and recommended the Town Board adopt the plan; and

WHEREAS, upon referral of the plan, the Chair of the Tuckahoe Citizens Advisory Committee indicated the CAC's support of the plan at the public hearings; now, therefore,

BE IT RESOLVED, the Town Board of the Town of Southampton hereby adopts the County Road 39 Corridor Land Use Plan as a component of the Comprehensive Plan; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that after public hearings were held by the Town Board of the Town of Southampton on September 23, 2014, October 14, 2014, November 12, 2014 and December 9, 2014, the Town Board, at their meeting of January 13, 2015 adopted the County Road 39 Corridor Land Use Plan, dated January 2015 as a component of the Town's Comprehensive Plan.

Copies of the Plan are on file in the Town Clerk's Office Monday through Friday, from 8:30 a.m. to 4:00 p.m. and on the Southampton Town Website at <http://www.southamptontownny.gov>

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-90						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-91

Category: Local Laws
Sponsors: Councilwoman Fleming, Councilwoman Scalera
Department: Town Attorney

Resolution to Adopt Amendment to Town Code Section 140-4 to Add an Additional Ex-Officio Member to the Community Preservation Fund Advisory Committee

WHEREAS, the Town Board is considering amending Town Code §140-4 to add an additional ex-officio member to the Community Preservation Fund Advisory Board; and

WHEREAS, a public hearing was held on January 13, 2015, at which time all persons either for or against said amendment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that this proposed local law is considered a "Type II Action" under 6 NYCRR Part 617.5, provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code, and that no further review under New York Conservation Law, Article 8, is necessary; now therefore be it

RESOLVED, that Local Law No. ____ of 2015 is hereby adopted as follows:

LOCAL LAW NO. ____ OF 2015

A LOCAL LAW amending Town Code Section 140-4 to add an additional ex-officio member to the Community Preservation Fund Advisory Board.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

The Community Preservation Fund Advisory Board acts in an advisory capacity to the Town Board and reviews and makes recommendations on proposed acquisitions of interests in real property using monies from the Community Preservation Fund. It is the intent of this local law to add an additional ex-officio member to this Board.

SECTION 2. Amendment.

Town Code §140-4(B) is hereby amended by deleting the words stricken and inserting the words underlined:

§140-4. Advisory Board established. [Amended 4-8-2003 by L.L. No. 34-2003; 3-25-2008 by L.L. No. 17-2008]

B. Such Board shall consist of seven members who shall be residents of the Town and who shall serve without compensation. In addition to the seven members, the Town Board shall appoint ~~two~~ three ex-officio members to serve at the pleasure of the Town Board, which may include representatives of environmental conservation organizations or estate planning/conservation planning entities. No member of the Town Board shall serve on the Advisory Board.

SECTION 3. Authority.

This amendment is enacted pursuant to New York State Town Law §64-e(5) and Municipal Home Rule Law §10.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be judged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This Local Law shall take effect upon filing in the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Adoption:

NOTICE OF ADOPTION

TAKE NOTICE, that after a public hearing was held by the Town Board of the Town of Southampton on January 13, 2015, the Town Board, at its meeting of January 13, 2015, adopted LOCAL LAW NO. ____ of 2015, as follow: "A LOCAL LAW to consider amending Town Code Section 140-4 to add an additional ex-officio member to the Community Preservation Fund Advisory Board."

Summary of Proposed Law

This amendment increases the number of ex-officio members of the Community Preservation Fund Advisory Board from two to three.

Copies of the proposed local law, sponsored by Councilwoman Bridget Fleming and Councilwoman Christine Scalera, are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None.

Vote Record - Town Board Resolution RES-2015-91					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

Town Board Resolution 2015-92

Category: Miscellaneous
Sponsors: Councilwoman Christine Preston Scalera
Department: Town Attorney

Accept the Dedication of Three Properties located in Hampton Bays for Open Space in Exchange for a Development Right Certificate Pursuant to Section 244-4A of the Southampton Town Code

BE IT HEREBY RESOLVED, that, after a public hearing held on January 13, 2015 at 1:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, the Town Board ACCEPTS the open space deed of dedication for three open space areas totaling approximately 3.1 acres, located in Hampton Bays, further identified on the Suffolk County Tax Map as parcels 0900-208-1-3, 0900-208-1-7, and 0900-208-1-31, made pursuant to Southampton Town Code Section 244-4A (Obtaining a development right certificate) and Section 247 of the General Municipal Law of the State of New York, and the Supervisor is authorized to execute any required documents on behalf of the Town.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-92						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-93

Category: Miscellaneous
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Authorize Community Preservation Fund Tax Refund Pursuant to the First Time Homebuyer's Exemption for Robert Behmoiram

WHEREAS, effective July 23, 2008, State Tax Law §1449-aa was amended to permit a first-time homebuyer exemption for the tax on real estate transfers known as the "Peconic Bay Region Community Preservation Fund" tax; and

WHEREAS, pursuant to said amendment, buyers are eligible for the tax exemption provided that the buyer meets certain income and purchase price requirements, and, more specifically, where (i) the household income does not exceed the State of New York Mortgage Agency Low Interest Rate Mortgage Program (SONYMA) household income in the non-target, one and two person household category for Suffolk County, and (ii) the residential purchase price is within 120% of the purchase price limits set forth by SONYMA in the non-target one family category for Suffolk County; and

WHEREAS, the amendment requires that the exemption may only be granted upon an application on a form prescribed by the Town, filed with the Town, and approved by the

Town if the Town is satisfied that the buyer is entitled to an exemption; and

WHEREAS, by Resolution No. 1211, on August 12, 2008, the Town Board of the Town of Southampton adopted the First Time Homebuyer's Exemption Application Form; and

WHEREAS, on December 15, 2014, Robert Behmoiram ("Purchaser"), purchased a parcel located at 29 Oceanview Road in the hamlet of Hampton Bays, Town of Southampton, and further identified on the Suffolk County Tax Map as #900-2008-1-16; and

WHEREAS, because Purchaser was not able to obtain a First Time Homebuyer's Exemption Application Form prior to closing, Purchaser paid \$1,500.00 into the Peconic Bay Region Community Preservation Fund; and

WHEREAS, since that time, Purchaser has filed the First Time Homebuyer's Exemption Application Form with the Town; and

WHEREAS, after a review of Purchaser's exemption application by the Community Preservation Fund Manager, it has been determined that Purchaser does in fact meet the criteria set forth in State Tax Law §1449-aa, and thus, is entitled to an exemption; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes a refund of \$1,500.00 to Purchaser Robert Behmoiram for unnecessary payment into the Community Preservation Fund pursuant to the First Time Homebuyer's Exemption; and be it further

RESOLVED, that the Town Board hereby authorizes the Suffolk County Treasurer to take the necessary steps to authorize said refund.

Financial Impact:

None

ü Vote Record - Town Board Resolution RES-2015-93						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-94

Category: Miscellaneous
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Authorize Community Preservation Tax Refund Pursuant to the First Time Homebuyer's Exemption for Adam Mingione

WHEREAS, effective July 23, 2008, State Tax Law §1449-aa was amended to permit a first-time homebuyer exemption for the tax on real estate transfers known as the "Peconic Bay Region Community Preservation Fund" tax; and

WHEREAS, pursuant to said amendment, buyers are eligible for the tax exemption provided

that the buyer meets certain income and purchase price requirements, and, more specifically, where (i) the household income does not exceed the State of New York Mortgage Agency Low Interest Rate Mortgage Program (SONYMA) household income in the non-target, one and two person household category for Suffolk County, and (ii) the residential purchase price is within 120% of the purchase price limits set forth by SONYMA in the non-target one family category for Suffolk County; and

WHEREAS, the amendment requires that the exemption may only be granted upon an application on a form prescribed by the Town, filed with the Town, and approved by the Town if the Town is satisfied that the buyer is entitled to an exemption; and

WHEREAS, by Resolution No. 1211, on August 12, 2008, the Town Board of the Town of Southampton adopted the First Time Homebuyer's Exemption Application Form; and

WHEREAS, on October 29, 2014, Adam Mingione ("Purchaser"), purchased a parcel located at 2 Yale Drive in the hamlet of Hampton Bays, Town of Southampton, and further identified on the Suffolk County Tax Map as #900-296-4-36; and

WHEREAS, because Purchaser was not able to obtain a First Time Homebuyer's Exemption Application Form prior to closing, Purchaser paid \$1,900.00 into the Peconic Bay Region Community Preservation Fund; and

WHEREAS, since that time, Purchaser has filed the First Time Homebuyer's Exemption Application Form with the Town; and

WHEREAS, after a review of Purchaser's exemption application by the Community Preservation Fund Manager, it has been determined that Purchaser does in fact meet the criteria set forth in State Tax Law §1449-aa, and thus, is entitled to an exemption; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes a refund of \$1,900.00 to Purchaser Adam Mingione for unnecessary payment into the Community Preservation Fund pursuant to the First Time Homebuyer's Exemption; and be it further

RESOLVED, that the Town Board hereby authorizes the Suffolk County Treasurer to take the necessary steps to authorize said refund.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-94						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-95

Category: Miscellaneous
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Authorize Community Preservation Tax Refund Pursuant to the First Time Homebuyer's Exemption for Bryan and Ariel Browns

WHEREAS, effective July 23, 2008, State Tax Law §1449-aa was amended to permit a first-time homebuyer exemption for the tax on real estate transfers known as the "Peconic Bay Region Community Preservation Fund" tax; and

WHEREAS, pursuant to said amendment, buyers are eligible for the tax exemption provided that the buyer meets certain income and purchase price requirements, and, more specifically, where (i) the household income does not exceed the State of New York Mortgage Agency Low Interest Rate Mortgage Program (SONYMA) household income in the non-target, one and two person household category for Suffolk County, and (ii) the residential purchase price is within 120% of the purchase price limits set forth by SONYMA in the non-target one family category for Suffolk County; and

WHEREAS, the amendment requires that the exemption may only be granted upon an application on a form prescribed by the Town, filed with the Town, and approved by the Town if the Town is satisfied that the buyer is entitled to an exemption; and

WHEREAS, by Resolution No. 1211, on August 12, 2008, the Town Board of the Town of Southampton adopted the First Time Homebuyer's Exemption Application Form; and

WHEREAS, on October 22, 2014, Bryan and Ariel Browns ("Purchasers"), purchased a parcel located at 11 Lincoln Street in the hamlet of Westhampton, Town of Southampton, and further identified on the Suffolk County Tax Map as #900-357-3-23; and

WHEREAS, because Purchasers were not able to obtain a First Time Homebuyer's Exemption Application Form prior to closing, Purchasers paid \$1,440.00 into the Peconic Bay Region Community Preservation Fund; and

WHEREAS, since that time, Purchasers have filed the First Time Homebuyer's Exemption Application Form with the Town; and

WHEREAS, after a review of Purchasers' exemption application by the Community Preservation Fund Manager, it has been determined that Purchasers do in fact meet the criteria set forth in State Tax Law §1449-aa, and thus, are entitled to an exemption; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes a refund of \$1,440.00 to Purchasers Bryan and Ariel Browns for unnecessary payment into the Community Preservation Fund pursuant to the First Time Homebuyer's Exemption; and be it further

RESOLVED, that the Town Board hereby authorizes the Suffolk County Treasurer to take the necessary steps to authorize said refund.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-95						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-96

Category: Miscellaneous
Sponsors: Councilwoman Christine Preston Scalera
Department: Town Attorney

**Resolution Accepting a Grant of Open Space in Connection with the Subdivision
Map of Chris Nichols, Speonk/Remsenburg**

BE IT HEREBY RESOLVED, that, after a public hearing held on January 13, 2015 at 1:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, the Town Board ACCEPTS the open space deed of dedication for a .62 acre open space area totaling approximately 27,210 square feet, located in Speonk/Remsenburg, further identified on the Suffolk County Tax Map as part of parcel 900-350-3-87 in connection with the Subdivision Map of Chris Nichols, approved by the Town of Southampton Planning Board by resolution adopted December 11, 2014, pursuant to Section 247 of the General Municipal Law of the State of New York, and the Supervisor is authorized to execute any required documents on behalf of the Town.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-96						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-97

Category: Miscellaneous
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Resolution Appointing Councilman Stan Glinka a Marriage Officer

WHEREAS, Section 11-c of the Domestic Relations Law of the State of New York authorizes the governing body of the Town to appoint Marriage Officers to solemnize a marriage within the Town's territorial limits; therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby appoints Councilman Stan Glinka as a Marriage Officer pursuant to all requirements under Section 11-c of the Domestic Relations Law, effective for one day, January 22, 2015, and be it further

RESOLVED, that he shall serve in such capacity without compensation.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-97						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-98

Category: Performance & Maintenance Bonds
Sponsors: Councilwoman Christine Preston Scalera
Department: Town Attorney

Resolution to Call the Performance/Maintenance Bond of Rosko Farms, Southampton in Default

WHEREAS, the Town of Southampton currently holds a Performance/Maintenance Bond Agreement in connection with the Subdivision Map of Rosko Farms, situate at Southampton, with surety in the form of a Cashier's Check (#004947) with Hudson City Savings Bank; and

WHEREAS, this Performance/Maintenance Bond Agreement, which lists Rosko Farms, Inc. as principal, was provided pursuant to an agreement which permitted its use to guarantee workmanship and maintenance of the road, drainage improvements and street trees; and

WHEREAS, pursuant to agreement, this Performance/Maintenance Bond had an obligation date of June 30, 2014; and

WHEREAS, the Town's Chief Environmental Analyst has provided an memo dated June 9, 2014 stating the following: "I re-assessed the conditions of the street trees within the above referenced authorized road extensions at Malloy Drive, Candace Drive and Clara Drive on Monday, June 9, 2014. Based upon the re-inspections, at least eighteen (18) trees are dead, toppled, and/or are in extremely poor health and need to be replaced. As such, the remaining bond monies need to held until new street trees can be installed. At least three (3) trees are needed at Mallow Drive, whereas Candace and Clara Drives warrant, eight (8) and seven (7) trees respectively." and;

WHEREAS, the Planning Board through resolution 2014-379, issued on November 20, 2014, found that the survival of the trees has been continually monitored by the Town and that the trees are in poor health and have not survived and therefore need to be replaced and further found that approximately six months has passed since the obligation date. Further the Planning Board will not consider additional extensions and found the principal to be in default and recommended that the Town Board call the Performance/Maintenance Bond

Agreement in default; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby finds the principal to be in default of the obligations of the Performance/Maintenance Bond Agreement associated with the Subdivision Map of Rosko Farms, situate at Southampton and hereby calls the Bond Agreement in DEFAULT; and be it further

RESOLVED, that the Town of Southampton shall take possession of the Performance/Maintenance Bond Security available in the Cashier's Check and use funds found therein in a manner consistent with the Bond Agreement.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-98					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended					
.. Defeated	Bradley Bender	..	..	..	..
.. Tabled	Christine Preston Scalera	..	..	..	..
.. Withdrawn	Bridget Fleming	..	..	..	..
.. Failed To Move	Stan Glinka	..	..	..	..

Town Board Resolution 2015-99

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

2015 Part-Time Employee Salaries

WHEREAS, the Town of Southampton 2015 Final Adopted Budget includes salaries for part-time employees; now, therefore, be it

RESOLVED that the Town Board of the Town of Southampton hereby sets the hourly rate of the following part-time employees effective January 1, 2015 through December 31, 2015:

<u>Name</u>	<u>Title</u>	<u>GL Code</u>	<u>2015 Hourly Rate</u>
Erin Albanese	Assistant Recreation Leader	6119	\$14.00
Pat Bentsen	Recreation Leader	7021	\$16.00
Kimberly Bourke	Clerk Typist	7180	\$15.00
Linda Cooke	Justice Court Clerk	1110	\$13.00
Seth Donnan	Recreation Aide	6119	\$12.75
Janet Douglas	Senior Neighborhood Aid	6119	\$18.75
LaShanne Dozier	Data Entry Operator	1685	\$11.00
Brenda Flood-Childress	Assistant Recreation Leader	6119	\$14.50
Curtis Gilliam	Recreation Aide	6119	\$12.75
Shinae Gilliam	Recreation Aide	6119	\$12.75
Jenny Gonzalez	Data Entry Operator	1315	\$16.00
Eileen Langsdorf	Recreation Program Planner	7021	\$20.00

Rachel Longobardi	Clerk Typist	8021	\$14.00
Walter Marsicovetere	Assistant Recreation Leader	7021	\$14.50
John Mattera	Recreation Aide	7021	\$12.00
Margaret Naughton	Clerk Typist	7180	\$17.00
Jeannette Pallister	Clerk Typist	7180	\$16.50
Marilyn Raynor	Justice Court Clerk	1110	\$13.00
Vanessa Rojano	Recreation Aide	6119	\$12.75
Dajoun Strange	Assistant Recreation Leader	6119	\$14.25
Michael Strecker	Data Entry Operator	1680	\$11.00
Peter Strecker	Clerk Typist	6119	\$15.50
Thelma Sykes	Recreation Aide	6119	\$15.50
Katonya Trent	Recreation Aide	6119	\$12.75
Dana Youmans	Assistant Recreation Leader	6119	\$14.75
Beth Young	Program Aide IV	R071	\$25.00
Christopher Robinson	Assistant Town Historian	7520	\$14.00
Victoria Farruggia	Clerk Typist	1410	\$14.00
Odalys Franco	Clerk Typist	1410	\$13.50
Zachary Studenroth	Town Historian	7520	\$28.00
Pat Crohan	Clerk Typist	5010	\$13.00
Sarah Brown	Custodial Worker	5010	\$15.00
Deborah Altman	Clerk Typist	3410	\$12.75
Greg Doyle	Laborer/Custodial Worker	1620	\$8.75
Scott Davonski	Fire Marshall	3410	\$22.00
Allyson Yeager	Program Aide	8700	\$14.00
Brandy Campbell	Program Aide	8700	\$14.00
Terra Dunlop	Program Aide	8700	\$16.00
Bruce Anderson	Maintenance Mechanic I	8700	\$14.00

Financial Impact:

None, as provided in 2015 Adopted Budget

ü Vote Record - Town Board Resolution RES-2015-99						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-100

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Accept Retirement of Sergeant Andrew Ficurilli in Southampton Town Police

RESOLVED, the Town Board hereby accepts the retirement of Sergeant Andrew Ficurilli from the Southampton Town Police Department, effective January 15, 2015; and be it further

RESOLVED, the Town Board of the Town of Southampton authorizes the appropriation of Police Fund Balance in the estimated amount of \$166,310.74 for the compensable accruals to be paid and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

The total estimated compensable accruals to be paid are \$166,310.74, plus payroll liabilities.

Ü Vote Record - Town Board Resolution RES-2015-100					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended					
.. Defeated	Bradley Bender	..	..	..	..
.. Tabled	Christine Preston Scalera	..	..	..	..
.. Withdrawn	Bridget Fleming	..	..	..	..
.. Failed To Move	Stan Glinka	..	..	..	..

Town Board Resolution 2015-101

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Appoint Aida Davila Sr. Police Operations Aide in Police Department

WHEREAS, the 2015 Adopted Budget provides for a full time Senior Police Operations Aide position in the Police Department - Civilians; therefore be it

RESOLVED, the position of Police Operations Aide be and hereby is abolished in the Police Department - Civilians, 40 hours, grade C, effective January 16, 2015; and be it

RESOLVED, the position of Senior Police Operations Aide be and hereby is created in the Police Department- Civilians, 40 hours, grade D, effective January 16 2015; and be it

RESOLVED, based on the recommendation of the Chief of Police, Aida Davila be and hereby is upgraded and appointed from the Suffolk County Department of Civil Service Promotional Certification of Eligibles No. 14EL481 to the position of Senior Police Operations Aide in the Police Department - Civilians, 40 hours, grade D, effective January 16, 2015; and be it further

RESOLVED, this position is budgeted for and will be funded through the cost center #3124 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

None, as provided in the 2015 Adopted Budget.

Ü Vote Record - Town Board Resolution RES-2015-101						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-102

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Appoint Dawn Moyer Payroll Manager in Comptrollers Office

WHEREAS, the 2015 Adopted Budget provides for a full time Payroll Manager position in the Comptrollers Office; therefore be it

RESOLVED, the position of Payroll Supervisor be and hereby is abolished in the Comptrollers Office, 40 hours, grade F, effective January 16, 2015; and be it

RESOLVED, the position of Payroll Manager be and hereby is created in the Comptrollers Office 40 hours, grade H, effective January 16 2015; and be it

RESOLVED, based on the recommendation of the Comptroller, Dawn Moyer be and hereby is upgraded and appointed from the Suffolk County Department of Civil Service Promotional Certification of Eligibles No. 14EL470 to the position of Payroll Manager in the Comptrollers Office, 40 hours, grade H, effective January 16, 2015; and be it further

RESOLVED, this position is budgeted for and will be funded through the cost center #1315 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

None, as provided in the 2015 Adopted Budget.

Ü Vote Record - Town Board Resolution RES-2015-102						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-103

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Appoint Jeff Ulysse to Driver Messenger Position in Land Management

WHEREAS, the 2015 Adopted Budget provides for a full time Data Entry Operator position in Land Management - Building Department; and

WHEREAS, the Chief Building Inspector has determined that the position of Driver Messenger would better meet the needs of the department at this time; and

WHEREAS, the Town Board has considered the Chief Building Inspector's request and has determined that it is in the best interest of the Town to fill a Driver Messenger position; therefore be it

RESOLVED, the position of Data Entry Operator be and hereby is removed in Land Management - Building Department, effective January 6, 2015; and be it

RESOLVED, the position of Driver Messenger be and hereby is created in Land Management - Building Department, effective January 6, 2015; and be it

RESOLVED, based on the recommendation of the Chief Building Inspector, Jeff Ulysse be and hereby is appointed to the position of Driver Messenger in Land Management - Building Department, subject to all Civil Service requirements, 40 hours, grade A/6, effective January 6, 2015; and be it further

RESOLVED, this position is budgeted for and will be funded through the Building Department Cost Center # 8029 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

To be determined by Comptroller.

Ü Vote Record - Town Board Resolution RES-2015-103						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-104

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Appoint Jose Escalante to Ordinance Inspector-Spanish Speaking Position in Investigation & Enforcement

WHEREAS, the 2015 Adopted Budget provides for a full time Ordinance Inspector-Spanish Speaking position in the Investigation & Enforcement Division; therefore be it

RESOLVED, based on the recommendation of the Town Attorney, Jose Escalante be and hereby is appointed from the Suffolk County Department of Civil Service Certification of Eligibles No. 14EL440 to fill the vacant position of Ordinance Inspector - Spanish Speaking in the Investigation & Enforcement Unit, subject to the completion and passage of a

background investigation, and all Civil Service requirements, 40 hours, grade F, effective January 14, 2015; and be it

RESOLVED, this position is budgeted for and will be funded through the Investigations and Enforcement Unit Cost Center #3125 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

None, as provided in the 2015 Adopted Budget.

Ü Vote Record - Town Board Resolution RES-2015-104						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-105

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Appoint Joseph Reid to Sanitation Site Crew Leader Position in Municipal Works, Waste Management Division

WHEREAS, the position of Sanitation Site Crew Leader in Municipal Works became vacant on November 1, 2014 due to a transfer; and

WHEREAS, Town Board consents to the replacement of the Sanitation Site Crew Leader position in Municipal Works - Waste Management Division; therefore be it

RESOLVED, based on recommendation of the Environmental Facilities Manager, Joseph Reid be and hereby is appointed to fill the vacant position of Sanitation Site Crew Leader in Municipal Works - Waste Management Division, subject to all applicable Civil Service Requirements, 40 hours, grade D, effective January 29, 2015; and be it further

RESOLVED, this position is budgeted for and will be funded through the Waste Management cost center #8161 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

None, funding available from existing vacancy.

Ü Vote Record - Town Board Resolution RES-2015-105						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-106

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Appoint Kathleen Galligan Senior Accountant in Comptrollers Office

WHEREAS, the 2015 Adopted Budget provides for a full time Senior Accountant position in the Comptrollers Office; therefore be it

RESOLVED, the position of Accountant be and hereby is abolished in the Comptrollers Office, 40 hours, grade F, effective January 16, 2015; and be it

RESOLVED, the non-union position of Senior Accountant be and hereby is created in the Comptrollers Office 40 hours, at an annual salary of \$61,000, effective January 16 2015; and be it

RESOLVED, based on the recommendation of the Comptroller, Kathleen Galligan be and hereby is upgraded and appointed from the Suffolk County Department of Civil Service Promotional Certification of Eligibles No. 14EL438 to the position of Senior Accountant in the Comptrollers Office, 40 hours, at an annual salary of \$61,000, effective January 16, 2015; and be it further

RESOLVED, this position is budgeted for and will be funded through the cost center #1315 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

None, as provided in the 2015 Adopted Budget.

Ü Vote Record - Town Board Resolution RES-2015-106						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-107

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Authorize Mary Wilson to Attend the Association of Towns Annual Conference

WHEREAS, the Association of Towns Annual Conference is an educational opportunity for Town officials and employees; and

WHEREAS, this meeting is held in New York City, New York from February 15th through February 18, 2015 and Mary C. Wilson will be attending; and

RESOLVED, the Town Board authorizes Mary Wilson, Community Preservation Program Manager, to attend the Association of Towns Annual Conference, which is scheduled from February 15th through February 18, 2015 for an amount not to exceed \$850.00. The source of funding is the Community Preservation Fund Schools & Training Account, G/L #31-99-1940-31-6450-0000 and/or the Community Preservation Fund Travel Account, G/L #31-99-1940-31-6416-0000.

Financial Impact:

The source of funding shall be Community Preservation - Schools G/L #31-99-1940-31-6450-0000 and/or Travel G/L #31-99-1940-31-6416-0000 in a combined amount not to exceed \$850.00

\$850.00

ü Vote Record - Town Board Resolution RES-2015-107						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-108

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Remove Jenny Gonzalez from Data Entry Operator Position

WHEREAS, the Civil Service Certification of Eligibles has been established by the Department of Civil Service for the title of Data Entry Operator; and

WHEREAS, in accordance with the provisions of Section 65 ¶ 3 of the New York State Civil Service Law and Rule XII ¶ 1 of the Suffolk County Civil Service Rules, the Town must make a determination regarding the appointment of Jenny Gonzalez; therefore be it

RESOLVED, Jenny Gonzalez be and hereby is removed from the full time position of Data Entry Operator in the Comptrollers Office, effective January 5, 2015; and be it further

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

The total estimated compensable accruals to be paid are \$851.32, plus payroll liabilities.

Ü Vote Record - Town Board Resolution RES-2015-108						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-109

Category: Public Hearings
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Notice of Public Hearing- Chapter 8 Reservation of Fund Balances

RESOLVED, that the Town Board of the Town of Southampton hereby directs that a public hearing shall be held on January 27, at 6:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW amending Town Code Chapter 8 (Budget) to re-structure the Town's fund balance policy," which provides as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Town Code Chapter 8 (Budget) to re-structure the Town's fund balance policy.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

The Town Board of the Town of Southampton recognizes that the continued maintenance of fund balance is essential to the preservation of the financial integrity of the Town and is fiscally advantageous for both the Town and the taxpayer in that it helps mitigate current and future risks and assists in ensuring stable tax rates. This amendment would continue to establish needed goals and provide guidance as it relates to the desired level of year-end fund balances to be maintained by the Town.

The Southampton Town Board remains committed to maintaining the Town's financial policies in order to reinforce the Town's financial position and stability. It is the intent of this Local Law to continue to protect surplus resources now and in the future in conformance with New York State Law. As part of an overall policy of strengthening the Town's financial position, the Town Board has determined that the changes in the Town's fund balance policy, in addition to the implementation of the "pay as you go" policy and the commitment to reducing the Town's outstanding debt, that this local law further ensure the financial stability of the Town.

Year-end surpluses and fund balances are monies that can provide a mechanism that may be needed from time to time to operate without interruption, reduction in services or staffing levels. These fund balances provide a degree of stability and the resources to weather fluctuations in revenues and expenditures, without severely impacting property tax rates. Fund balances and adequate reserves should be managed and reviewed on a regular basis.

The Town faces significant pressure on the expenditure side of its budget (and therefore also on its reserves) and has restricted itself from raising the overall property tax rate more than 5% annually, together with a requirement for a reserve for tax stabilization and contingency reserve. In addition, New York State has instituted a two percent (2%) annual tax cap that requires a super majority to pierce such a cap, which expires in 2015.

In recognition of sound fiscal policy and in order to stabilize and preserve the current credit rating of the Town, the Town Board affirms its commitment to make all reasonable efforts to maintain a fund balance in its General Fund at the end of each fiscal year equal to no less than 10% of the total respective ensuing year's operating budget, plus maintain at least 7% of the unallocated fund balance, for a total of 17%. Such fund balance will be inclusive of the reserve for tax stabilization purposes pursuant to Chapter 8 of the Southampton Town Code.

For all other funds and the part-town operating funds, as permitted by law, the Town Board believes that the lower percentage of 7% of the total ensuing year's operating threshold is adequate. Such funds are reliant on property taxes and are less volatile in terms of revenue projections and therefore a lesser fund balance is adequate for purposes of retaining the Town's sound financial position.

SECTION 2. Amendment.

Section 8-5 (Designation of fund balances) of Town Code Chapter 8 (Budget) is hereby amended by deleting the stricken words and adding the underlined words as follows:

§8-5. Designation of Fund Balances.

The Town Board by resolution shall establish a contingency and tax stabilization reserve within the Town of Southampton's total operating budget. This reserve is intended to protect and preserve the future financial status and stability of the Town of Southampton.

- A. The Comptroller is hereby directed to restrict an amount equal to ~~47~~ 10% of the total respective ensuing year's general fund operating budget, plus maintain at least 7% of the unallocated fund balance consistent with Section 8-5(B) below, for a total of 17%.
- B. The Comptroller shall restrict this required 10 % from any budgetary appropriation or surplus revenues as are not otherwise designated by law to other funds or accounts. The Comptroller is hereby directed to ~~restrict~~ maintain unallocated fund balance of at least an amount equal to 7% of the total respective ensuing year's budgets for each allowable fund of the special district, enterprise funds and part-town operating funds. Beach Erosion Control Districts shall be exempt from this provision.

SECTION 3. Authority.

The proposed local law is enacted pursuant to Municipal Home Rule Law §§10(1)(ii)(a)(1) and 10(1)(ii)(d)(3).

SECTION 4. Severability.

If any section or subdivision, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to the Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Town Board of the Town of Southampton hereby directs that a public hearing shall be held on **January 27, 2015 at 6:00 p.m.**, at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW amending Town Code Chapter 8 (Budget to re-structure the Town's fund balance policy.)"

Copies of the proposed law, sponsored by Supervisor Throne-Holst, are on file in the Town Clerk's office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-109						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-110

Category: Public Hearings
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

**Notice of Public Hearing to Consider Acquisition of Lands of Melzer,
Remsenburg/Speonk, and Amend the CPF Management and Stewardship Plan to
Include Said Properties**

WHEREAS, The Town Board of the Town of Southampton has adopted the Town of Southampton Community Preservation Project Plan which identifies target areas and eligible properties for acquisition via the Community Preservation Fund (CPF); and

WHEREAS, Melzer & Company Retirement Trust is the purported owner of approximately 11.9 acres of land located on Laila Court in Remsenburg/Speonk, New York, shown as SCTM# 900-367-1-2.1, 2.2, 2.3, 2.4, 2.5 and 2.7; and

WHEREAS, said properties are designated in the Wetland Preservation Target Area, which is an indispensable and fragile natural resource that is immensely important to both the environmental and economic health of the Town. The rich assemblage and complex variety of wetlands, ranging from small wet depressions, interdunal swales and vernal ponds, to expansive marshes, swamps, bays, creeks and ponds, sustain a multitude of natural functions and values, making them essential to maintaining the ecology and biodiversity of the Town. They also perform important flood protection and pollution control functions, as well as provide a great expanse of scenic natural open space; and

WHEREAS, Melzer & Company Retirement Trust has expressed an interest in selling the properties to the Town of Southampton; and

WHEREAS, pursuant to §140-5A of Town Code and §247 of the General Municipal Law, a public hearing must be held before the Town of Southampton may acquire an interest in said property; and

WHEREAS, the source of funding to be the Community Preservation Fund Account, GL 31-99-1940-31-6208-0001; and

WHEREAS, on November 9, 2011, the Town Board adopted the Town of Southampton CPF Management and Stewardship Plan 2012 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property should be included in the Plan as it may require management and stewardship activities; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby directs that a Public Hearing shall be held on February 10, 2015 at 1:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against the acquisition of the Melzer properties in Remsenburg/Speonk; and

BE IT FURTHER RESOLVED, the Town Clerk is authorized to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Southampton on **Tuesday, February 10, 2015 at 1:00 p.m.** at Southampton Town Hall, 116 Hampton Road, Southampton, New York to consider the acquisition of lands from the Melzer & Company Retirement Trust totaling approximately 11.9 acres located on Laila Court in Remsenburg/Speonk, New York, shown as SCTM# 900-367-1-2.1, 2.2, 2.3, 2.4, 2.5 and 2.7 for preservation of open space as identified in the Town of Southampton Community Preservation Project Plan, pursuant to the provisions of Chapter 140 of the Town Code and §247 of the General Municipal Law of the State of New York, the source of

funding is the Community Preservation Fund Account GL 31-99-1940-31-6208-0001, and also to consider whether to amend the Town of Southampton CPF Management and Stewardship Plan to include said properties.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-110						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-111

Category: Public Hearings
Sponsors: Supervisor Anna Throne-Holst
Department: Long Range Planning

Notice of Public Hearing to Consider Amending Town Code §330-202 of Article XXII (Signs) Changing the Extended Amortization Date for Signs to be in Compliance to January 1, 2017

BE IT HEREBY RESOLVED, that the Town Board of the Town of Southampton hereby directs that a public hearing shall be held on February 10, 2015, at 1:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW amending Town Code §330-202 (Compliance; amortization of preexisting signs.) of Article XXII (Signs) of Chapter 330 (Zoning) of the Southampton Town Code changing the extended amortization date to January 1, 2017," which provides as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Town Code §330-202 (Compliance; amortization of preexisting signs.) of Article XXII (Signs) of Chapter 330 (Zoning) of the Southampton Town Code changing the extended amortization date to January 1, 2017.

SECTION 1. Legislative Intent.

This proposed local law will change the extended amortization date for bringing signs into compliance from January 1, 2015 to January 1, 2017. This additional time is needed to properly and orderly bring all signs into compliance without putting an undue burden on sign owners or Town staff and resources.

SECTION 2. Amendment.

Southampton Town Code §330-202 (Compliance; amortization of preexisting signs.), subsection (B) of Article XXII (Signs) of Chapter 330 (Zoning) is hereby amended by deleting the stricken words and adding the underlined words as follows:

B. Preexisting signs, amortization. No sign, whenever erected, existing within the Town of Southampton prior to the effective date, shall continue to exist after June 1, 2007 (the "amortization date"), unless it is brought into compliance with the requirements of this article prior thereto; provided, however, that the owner of any sign in compliance with the Southampton Town Code prior to the effective date shall have until January 1, ~~2013~~ 2015 2017 (the "extended amortization date"), to remove any such sign if, prior to the amortization date, such owner submits an application to the Building Department requesting the extended amortization date, together with, for any such sign existing prior to May 22, 1972, a valid sign permit or a certificate of compliance or three affidavits evidencing such existence, all in accordance with procedures hereafter established by said Department. Any modifications or alterations to any such lawfully preexisting, nonconforming sign prior to the extended amortization date shall subject such sign to all the requirements of this article, except that any change in the business name on any such sign, provided that the business conducted at such existing property has not changed, need not conform to the provisions of this article so long as (i) the sign size or nonconformity is not increased, (ii) if the sign is illuminated, it is brought into compliance with all the requirements of §330-207, and (iii) the applicant receives a permit for such changes pursuant to the provisions of §330-208A. Signs that are not lawfully preexisting (i.e., signs erected or changed without the benefit of a valid permit, Planning Board approval or a variance) are not entitled to the benefits of such extended amortization and must be brought into compliance with all the provisions of this article prior to the amortization date. No such lawfully preexisting, nonconforming sign may be reestablished after it has been abandoned or discontinued for a period of 90 days or more.

SECTION 3. Authority.

The Town Board may provide for the adoption or amendment of zoning regulations pursuant to Town Law §§264 and 265 and Municipal Home Rule Law §10(1)(ii)(d)(3).

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase, or provision of this law shall be judged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This Local Law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a copy of the proposed law to the Southampton Town Planning Board as well as the Suffolk County Planning Commission for their review and recommendations; and be it further

RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

RESOLVED, that the Town Board of the Town of Southampton hereby directs that a public hearing shall be held on **February 10, 2015 at 1:00 p.m.**, at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW amending Town Code §330-202 (Compliance; amortization of preexisting signs.) of Article XXII (Signs) of Chapter 330 (Zoning) of the Southampton Town Code changing the extended amortization date to be January 1, 2017."

Summary of Proposed Law

This proposed local law will change the extended amortization date for bringing signs into compliance from January 1, 2015 to January 1, 2017.

Copies of the proposed local law, sponsored by Supervisor Throne-Holst are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-111						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-112

Category: Public Hearings
Sponsors: Councilwoman Fleming, Councilwoman Scalera
Department: Town Attorney

**Notice of Public Hearing to Consider Amending Town Code Section 247-27
(Membership) To Reduce the Number of Members on the Agricultural Advisory
Committee from Thirteen to Eleven**

RESOLVED, that the Town Board of the Town of Southampton hereby directs that a public hearing shall be held on January 27, 2015, at 6:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW to consider amending Town Code Section 247-27 (Membership) to reduce the number of members on the Agricultural Advisory Committee from thirteen to eleven", which provides as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Town Code Section 247-27 (Membership) to reduce the number of members on the Agricultural Advisory Committee from thirteen to eleven.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

The Agricultural Advisory Committee advises that a total membership of eleven committee members is adequate to conduct the business of the Committee. As the Town Code currently requires that the Committee be comprised of thirteen active members, and as many of these members are unable to attend all meetings, the Board struggles to maintain a quorum, and as such, it is the intent of this local law to reduce the number of members on this Board so that they may conduct business more efficiently.

SECTION 2. Amendment.

Town Code §247-27 is hereby amended by deleting the words stricken and inserting the words underlined:

§ 247-27. Membership. [~~Amended 8-27-1999 by L.L. No. 25-1999; 4-26-2005 by L.L. No. 14-2005~~]

A. The Committee shall be composed of ~~13~~ 11 members as follows:

1. ~~Thirteen~~ Eleven residents of the Town of Southampton from the agricultural community, including representatives from the horse farm, greenhouse and vineyard segments of the industry. The members shall elect a Chairperson.

2. The Town Planning and Development Administrator, one member of the Planning Board, the sole Assessor, one representative of the Long Island Farm Bureau, one representative of the Group for the South Fork, one representative of the Peconic Land Trust, one member of the Town Board, and one member of the CPF Advisory Board shall serve as ex officio members.

SECTION 3. Authority.

This amendment is enacted pursuant to Municipal Home Rule Law §10.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be judged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This Local Law shall take effect upon filing in the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Town Board of the Town of Southampton hereby directs that a public hearing shall be held on **January 27, 2015 at 6:00 p.m.**, at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW to consider amending Town Code Section 247-27 (Membership) to reduce the number of members on the Agricultural Advisory Committee

from thirteen to eleven."

Summary of Proposed Law

This amendment proposes to decrease the number of members of the Agricultural Advisory Committee from thirteen to eleven.

Copies of the proposed local law, sponsored by Councilwoman Bridget Fleming and Councilwoman Christine Scalera, are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None.

Ü Vote Record - Town Board Resolution RES-2015-112						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-113

Category: Public Hearings
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Notice of Public Hearing to Consider the Transfer of Lands from Suffolk County, East Quogue, and Amend the CPF Management and Stewardship Plan to Include Said Properties

WHEREAS, the Town Board of the Town of Southampton has adopted the Town of Southampton Community Preservation Project Plan that identifies target areas and properties for acquisition for park, recreation, open space and conservation purposes; and

WHEREAS, these parcels are owned by Suffolk County and shown as SCTM #900-344-1-24.3 and 24.44; and

WHEREAS, said properties are designated in the Wetland Preservation Target Area, which is an indispensable and fragile natural resource that is immensely important to both the environmental and economic health of the Town. The rich assemblage and complex variety of wetlands, ranging from small wet depressions, interdunal swales and vernal ponds, to expansive marshes, swamps, bays, creeks and ponds, sustain a multitude of natural functions and values, making them essential to maintaining the ecology and biodiversity of the Town. They also perform important flood protection and pollution control functions, as well as provide a great expanse of scenic natural open space; and

WHEREAS, pursuant to §140-5A of Town Code and §247 of the General Municipal Law, a public hearing must be held before the Town of Southampton may acquire an interest in said property; and

WHEREAS, the source of funding to be the Community Preservation Fund Account, GL 31-99-1940-31-6208-0001; and

WHEREAS, on November 9, 2011, the Town Board adopted the Town of Southampton Management and Stewardship Plan 2012 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property should be included in the Plan as it may require management and stewardship activities; and

WHEREAS, Suffolk County wishes to transfer the properties to the Town of Southampton for open space and conservation purposes; now therefore be it

RESOLVED, that the Town Board hereby directs that a Public Hearing shall be held on February 10, 2015 at 1:00 p.m. at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against amending the CPF Management and Stewardship Plan to include said properties, and to hear any and all persons either for or against a transfer offered by Suffolk County to the Town of Southampton pertaining to approximately 2.2 acres of land located in East Quogue in the Wetland Target Preservation Area of the Community Preservation Project Plan, identified as SCTM #900-344-4-24.3 and 24.4, pursuant to Section 247 of the General Municipal Law of the State of New York for open space and conservation use; and be it further

RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

TAKE NOTICE that a Public Hearing will be held by the Town Board of the Town of Southampton on **Tuesday, February 10, 2015 at 1:00 p.m.** at Southampton Town Hall, 116 Hampton Road, Southampton, New York to consider whether to amend the CPF Management and Stewardship Plan to include said properties, and to hear any and all persons either for or against a transfer offered by Suffolk County to the Town of Southampton pertaining to approximately 2.2 acres of land located in East Quogue in the Wetland Target Preservation Area of the Community Preservation Project Plan, identified as SCTM #900-344-1-24.3 and 24.4, pursuant to Section 247 of the General Municipal Law of the State of New York for open space and conservation use. The source of funding is the Community Preservation Fund Account GL 31-99-1940-31-6208-0001.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-113						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-114

Category: Real Estate & Easements
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Accept Donation of Lands of Gazza, Quiogue, and Amend the CPF Management and Stewardship Plan to Include Said Property

WHEREAS, The Town Board of the Town of Southampton has resolved to acquire certain property for preservation in the Town of Southampton Community Preservation Project Plan which identifies target areas and eligible properties for acquisition via the Community Preservation Fund (CPF); and

WHEREAS, approximately 0.18 acres of land purportedly owned by Joseph Gazza and identified by SCTM #900-359-1-24.1 affords the opportunity to increase open space protection within the Town of Southampton; and

WHEREAS, said property is designated in the Aspatuck Creek Headwaters Target Preservation Area, which is the critical headwaters and watershed for Quantuck Bay and the greater South Shore Estuary Reserve System and is located in the Quogue, Quiogue and Westhampton areas. It drains out of the Central Pine Barrens and contains exemplary occurrences of unbroken red maple, hardwood swamp and pitch pine-oak forest, as well as tidal marsh. Aspatuck forms a spectacular stream corridor, one which is critical to the Quantuck and Moriches Bay fisheries. It also sports state-threatened osprey and nesting green-backed heron, as well as a myriad of other wading birds. White-tailed deer, mink, red fox and spotted turtle are among the fauna, with thousands of migrating songbirds using the area to refuel and roost; and

WHEREAS, Joseph Gazza has expressed an interest in donating the property to the Town of Southampton; and

WHEREAS, on November 9, 2011, the Town Board adopted the Town of Southampton Management and Stewardship Plan 2012 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property should be included in the Plan as it may require management and stewardship activities; and

WHEREAS, a public hearing was held before the Town of Southampton on January 13, 2015, pursuant to §247 of the General Municipal Law; and

NOW, THEREFORE, BE IT RESOLVED, the Town of Southampton hereby amends the CPF Management and Stewardship Plan to include this property and accepts the donation of the Joseph Gazza property located in Quogue, shown as #900-359-1-24.1, for open space preservation and conservation purposes, for no consideration, except incidental title and recording expenses; the source of the funding to be the Community Preservation Fund Land Purchase Account, G/L #31-99-1940-99-6208-0001; and

BE IT FURTHER RESOLVED, said donation is contingent upon the landowner's providing clear and marketable title; and

BE IT FURTHER RESOLVED that the Community Preservation Program Manager is authorized to execute any documents necessary to close title for said property.

Financial Impact:

The source of funding shall be Community Preservation Fund - Land Purchase G/L #31-99-1940-31-6208-0001 in the estimated amount of \$5,000.00 for closing costs.

Ü Vote Record - Town Board Resolution RES-2015-114						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-115

Category: Real Estate & Easements
Sponsors: Councilwoman Christine Preston Scalera
Department: Town Attorney

Accept the Grant of a Conservation Easement in Connection with the Subdivision Map of Golyski, Hampton Bays

BE IT HEREBY RESOLVED, that, after a public hearing held on January 13, 2015 at 1:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, the Town Board ACCEPTS a conservation easement in connection with the Subdivision Map of Golyski, approved by the Town of Southampton Planning Board by resolution adopted November 10, 2014, in the hamlet of Hampton Bays, further identified on the Suffolk County Tax Map as part of parcel 900-321-5-15, pursuant to Section 247 of the General Municipal Law of the State of New York and the supervisor is authorized to execute all necessary documents associated therewith.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-115						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-116

Category: Real Estate & Easements
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Authorize Acquisition of Development Rights of Lands of Comfort Family LP, Bridgehampton, and Amend the CPF Management and Stewardship Plan to Include Said Property

WHEREAS, The Town Board of the Town of Southampton has resolved to acquire certain property for preservation in the Town of Southampton "Community Preservation Project Plan" which identifies target areas and eligible properties via the Community Preservation Fund (CPF); and

WHEREAS, Comfort Family LP is the purported owner of land totaling approximately 10 acres located on Lumber Lane in the hamlet of Bridgehampton, New York, shown as SCTM# 900-51-2-p/o 4.1; and

WHEREAS, said property is designated in the Farmland Preservation Target Area of the Community Preservation Project Plan, as an eligible site for preservation and open space. The Farmland Preservation Target Area has been labeled under the Community Preservation Project Plan as a high priority for preservation and/or acquisition; and

WHEREAS, Comfort Family LP has expressed an interest in selling the development rights of approximately 8 acres of this property to the Town of Southampton at a total cost not to exceed \$2,970,000.00; and

WHEREAS, on November 9, 2011, the Town Board adopted the Town of Southampton Management and Stewardship Plan 2012 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property should be included in the Plan as it may require management and stewardship activities; and

WHEREAS, a public hearing was held before the Town of Southampton on January 13, 2015 as part of the Community Preservation Project Plan to determine if the subject interests in real property should be acquired pursuant to §247 of the General Municipal Law and it is felt that this acquisition is the best alternative for the protection of community character of all

the reasonable alternatives available to the town, and it was determined that said interests in real property should be purchased.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Southampton is hereby authorized to purchase the development rights of lands of Comfort Family LP totaling approximately 8 acres located on Lumber Lane in the hamlet of Bridgehampton, New York, shown as SCTM# 900-51-2/p/o 4.1 at a total cost not to exceed \$2,970,000.00, plus closing expenses including an accurate survey, title insurance and other related adjustments; the source of the funding to be the Community Preservation Fund Land Purchase Account G/L #31-99-1940-31-6208-0001 and also hereby amends the CPF Management and Stewardship Plan to include said property; and

BE IT FURTHER RESOLVED, that the 2.67 development rights acquired with this real property, subject to Planning Department conditions, shall be banked for potential transfer of development rights (TDR) use; and

BE IT FURTHER RESOLVED, that the Supervisor be authorized to enter into a Contract of Sale and execute any documents necessary to close title for said interests or rights in real property.

Financial Impact:

The source of funding shall be Community Preservation Fund - Land Purchase G/L #31-99-1940-31-6208-0001 in the estimated amount of \$2,970,000.00

Ü Vote Record - Town Board Resolution RES-2015-116						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

VII. Closing